JOURNAL *of the* REGULAR SESSION

OF THE

HOUSE OF REPRESENTATIVES

OF THE

COMMONWEALTH OF KENTUCKY

Begun and Held in the City of Frankfort, the Eighth Day of
January, in the Year of Our Lord 1924, and of
the Commonwealth One Hundred
and Thirty-three.

PROPERTY OF THE STATE OF KENTUCKY

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JOURNAL

OF THE

HOUSE OF REPRESENTATIVES

TUESDAY, MARCH 11, 1924.

The House was opened with prayer by the Reverend I. W. Wilcox, of the Presbyterian church, Southern Assembly, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee
W. B. Ardery
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
J. Roy Johnson
Hector Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller

G. W. Morgan	J. E. Robbins	W. S. Tinsley
J. L. Morgan	C. W. Ryans	N. I. Toombs
Wm. J. Moore	G. W. Shadoan	J. Wood Vance
E. D. Morris	Lee L. Simons	M. E. Vaughan
Chas. A. Nelson	W. M. Simpson	C. D. Vincent
F. V. Nunnelly	Geo. W. Smith	W. S. Wallen
E. E. Palmore	A. W. Stamper	E. C. Walker
G. L. Perryman	F. L. Strange	W. D. Watkins
V. H. Redwine	H. Q. Thompson	C. Westerfield
J. F. Reed	D. D. Thornberry	F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

A message was received from the Senate announcing that they had passed resolutions and bills which originated in that body of the following titles, viz.:

S. Res. 19. Resolution providing for help for Enrolling Clerks for Senate and House.

Said resolution is as follows, viz.:

Whereas, it will necessitate the employment of additional aid by the Enrolling Clerks of the House and Senate in order to expedite the business, now, therefore,

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

Section (1). That the Enrolling Clerks of the House and Senate are authorized and directed to employ all necessary assistance, who shall be entitled to thirty-five cents per page for all bills enrolled by them and the clerks, House and Senate, are directed to issue their vouchers to the Auditor of Public Accounts who shall draw his warrant in their favor, for amounts certified by the respective clerks on itemized accounts rendered. Said amounts shall not include any charge by either of the Enrolling Clerks of the House or Senate for any work done by them.

Section (2). Provided, however, that not more than shall be expended for this purpose in either House.

Section (3). It being necessary to have the work herein provided for done at once, and the officers charged with the duty are not able to perform the volume of work personally, an emergency is declared and this resolution becomes in force and effect upon its adoption.

Said resolution was then adopted.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery
T. H. Baker
L. D. Bax
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
J. O. Evans
T. H. Golden
J. E. Hadden
H. C. Hawkins
R. O. Huntsman
A. J. Jolly
D. C. Jones
H. J. Kegley
T. J. Knight
John H. Lawson
I. T. Layman
Leon P. Lewis
Leroy Lewis
W. J. McMurry
J. L. Manning
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
E. E. Palmore
J. J. Patterson
V. H. Redwine
J. F. Reed
Lee L. Simons
W. M. Simpson
Geo. W. Smith
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins

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Those who voted in the negative were—

J. H. Baughman	Hector Johnson	Martin Light
H. C. Duffy	J. Roy Johnson	J. Will McFarlin
W. R. Haselwood	T. H. King	F. V. Nunnelly
L. J. Jeter	J. W. Martin	

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Mr. Dorman moved that the vote by which said resolution was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

S. Res. 17. Joint resolution authorizing the editing, printing, publication and distribution to the various officials in the Commonwealth, House Bill No. 318 (Nelson tax bill) and providing for the expense thereof.

S. B. 234. An act to amend section 2992 of the Kentucky Statutes relating to cities of the first class, providing for appeals from the action of the Board of Equalization.

S. B. 361. An act authorizing fiscal courts of county commissions in counties with a population of 150,000 or more to appropriate funds for the construction, repair or maintenance of aviation fields used by the United States government for its postal or aviation service or by such county or city therein as a municipal landing field.

S. B. 450. An act making it unlawful to repeat or scatter false rumors or reports of a slanderous or harmful nature concerning any person or persons and providing a penalty therefor.

S. B. 351. An act for the benefit of the Home for Incurables.

S. B. 323. An act to change the name of Poor Ford to that of Cumberland.

S. B. 163. An act to amend and re-enact section 2266, Carroll's Statutes, 1915 edition, relating to the selection of juries in criminal cases.

S. B. 355. An act to authorize fiscal courts of this Commonwealth, in certain counties, to allow a supplement to the salary of the judge holding the circuit court therein.

S. B. 437. An act to amend and re-enact 824, Kentucky Statutes, dividing the state into three districts for the purpose of electing railroad commissioners.

S. B. 211. An act to amend section 10 of chapter 17 of the Acts of the 1920 session of the General Assembly of the Commonwealth of Kentucky.

Ordered, that said bill be printed and referred to Committee on Rules.

And that they had passed a bill which originated in this body of the following title, viz.:

H. B. 20. An act relating to fiscal courts composed of county judge and county commissioners, amending and reenacting section 1850 and subsection 6 of section 1851B, Kentucky Statutes, Carroll's edition, 1922.

Ordered, that said bill be delivered to the Enrolling Clerk.

And that they had rejected a bill which originated in this body of the following title, viz.:

H. B. 21. An act relating the county patrols, their ap-

pointment, qualification, duties, compensation and removal in counties having cities of the first class and amending, repealing and re-enacting sections 3780, 3783 and 3784, Kentucky Statutes, Carroll's edition, 1922.

Mr. Dorman, of the Committee on Rules, offered the following resolution, viz.:

Whereas, the Congress of the United States has made partial provision for the vocational training of disabled soldiers who served in the World War, and the period for this training of four years will soon expire, and,

Whereas, many worthy, patriotic and valued young men served their country and were wounded and disabled during the war to such an extent that they are unable to render efficient service to their families by reason of their physical disability, and must necessarily rely upon their mentality for success in life, and,

Whereas, it is the earnest desire of the members of the General Assembly of the Commonwealth of Kentucky that ample means be provided for the proper vocational training of these disabled men to secure a full, complete and educational training, in order that they may be able not only to serve themselves and their families but their country through life in an efficient manner, therefore,

Be it resolved by the House of Representatives and the Senate concurring:

That we earnestly petition and insist upon the members of the House of Representatives and the United States Senate representing Kentucky, to make provisions by enactment of Congress for such an extension of time for the vocational training of disabled men who served in the World War, in

order that they may be provided the opportunity and means of completing their vocational training in any line or course of study they desire to pursue until they have fully completed such course or courses which will enable them to render efficient service throughout life.

Said resolution was adopted.

The Committee on Rules, which originated same, reported a bill of the following title, viz.:

H. B. 593. An act to amend and re-enact sections 2202 to 2217 of article 3, chapter 71, of the Kentucky Statutes, Carroll's 1915 edition, relating to the inspection of oils, abolishing the office of Oil Inspector; creating the office of Oil Tester and Gauger; providing for the payment of said officers; distributing the inspection fees collected.

Said bill was read at length the first time, ordered to be printed and placed on the Calendar.

The Committee on Rules reported bills of the following titles, viz.:

H. B. 229. An act to amend section 1, subsection 4, article 13, chapter 22 of the Acts of 1906, being an act entitled "An act relating to revenue and taxation," and being section 4229 of Carroll's Kentucky Statutes, sixth edition, 1922.

H. B. 542. An act relating to roads and bridges, establishing a road from Irvine to McKee.

S. B. 97. An act to amend paragraph 21, section 2060A, chapter 63, Kentucky Statutes, Vol. 1, Carroll's edition, 1915, relating to State Board of Health, by adding thereto the language hereinafter set out.

S. B. 52. An act to require, in cities of the first class of this Commonwealth the proper construction, use and maintenance of scaffolding, counterfloors, staging, rigging, etc., in all construction work, providing for the punishment for the violation of same, for the appointment of a chief safety inspector of scaffolding and counterfloors in construction work and a deputy inspector in cities of the first class, prescribing the duties of said safety inspector of scaffolding and counterfloors in construction work and repealing all laws inconsistent therewith.

S. B. 132. An act to promote safety for the lives of persons working in the mines of this Commonwealth.

H. B. 589. An act repealing section 1596a, subsection 3, of the Kentucky Statutes, Carroll's edition, 1915, relating to elections, election officers, special representatives, appointment, qualification, term, removal, vacancies.

S. Res. 9. Resolution authorizing W. P. Burkes to sue the Commonwealth of Kentucky.

S. Res. 17. Joint resolution authorizing the editing, printing, publication and distribution to the various officials in the Commonwealth H. B. 318 (Nelson tax bill) and providing for the expenses thereof.

S. B. 234. An act to amend section 2992 of the Kentucky Statutes, relating to cities of the first class, providing for appeals from the action of the Board of Equalization.

S. B. 361. An act authorizing fiscal courts of county commissioners in counties with a population of 150,000 or more to appropriate funds for the construction, repair or maintenance of aviation fields used by the United States government for its postal or aviation service or by such county or city therein as a municipal landing field.

S. B. 450. An act making it unlawful to repeat or scatter false rumors or reports of a slanderous or harmful nature concerning any person or persons and providing a penalty therefor.

S. B. 351. An act for the benefit of the Home for Incurables.

S. B. 323. An act to change the name of Poor Ford to that of Cumberland.

S. B. 163. An act to amend and re-enact section 2266, Carroll's Statutes, 1915 edition, relating to the selection of juries in criminal cases.

S. B. 355. An act to authorize fiscal courts of this Commonwealth, in certain counties, to allow a supplement to the salary of the judge holding the circuit court therein.

S. B. 437. An act to amend and re-enact 824, Kentucky Statutes, dividing the state into three districts for the purpose of electing railroad commissioners.

S. B. 211. An act to amend section 10 of chapter 17 of the Acts of the 1920 session of the General Assembly of the Commonwealth of Kentucky.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 220. An act to prohibit trespassing upon railroads, trains, engines and cars, to prevent interference with the air brakes and couplings on same, and repealing section 805 of Carroll's Kentucky Statutes, 1922 edition.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 805 of Carroll's Kentucky Statutes, 1922 edition, be and it hereby is repealed.

§ 2. That it shall be unlawful for any person other than passengers and employes in the usual and necessary discharge of their duties as such, to get on or off, or to swing or ride on, or hang on from the outside of any engine, train or car while the same is in motion or switching, or immediately preceding its moving or switching.

Any person violating the provisions of this section shall be fined fifty dollars ($50.00) or confined in jail for a term of thirty (30) days, or both so fined and imprisoned.

§ 3. That it shall be unlawful for any person other than the employes of the railroad company in the usual and necessary discharge of their duties as such, to disconnect or disable the air hose, or to turn or disable the angle cock connecting the air line of any train or car, or to uncouple any train. Any person violating the provisions of this section shall be punished by fine of not less than one hundred dollars ($100.00), nor more than five hundred dollars ($500.00), or by imprisonment in jail for a term of not less than one (1) month, nor more than six (6) months, or by both such fine and imprisonment.

§ 4. This act shall take effect and be in full force and effect from and after its passage.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of

said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
W. J. Brandenburg
W. B. Bush
J. G. Campbell
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
B. F. Day
J. R. Dorman
E. J. Doss
Wm. M. Duncan
D. E. Edwards
J. O. Evans
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
L. J. Jeter
J. Roy Johnson
Hector Johnson
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
E. D. Morris
E. E. Palmore
J. J. Patterson
G. L. Perryman
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
W. D. Watkins
F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Dorman moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 547. An act to repeal and re-enact section 1481 of the Kentucky Statutes, Carroll's 1915 edition, relating to elections.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. In counties containing cities of the second class, the fiscal court shall have the right to build, construct and maintain sidewalks, curbs and gutters in territories outside any incorporated city, town or district.

§ 2. Upon petition of not less than fifty (50) per cent of the property owners along any improved road, the fiscal court may order the construction of a sidewalk or curb and gutter, or both. The cost of said improvements shall be assessed against the abutting property owners. The fiscal court shall further have the power to alter, widen, repave and repair said sidewalks and gutters, to prevent and remove therefrom all encroachments. The fiscal court shall by a general resolution provide for the advertising for bids for the construction of sidewalks or curbs and gutters, and shall award the same to the highest and best bidder.

§ 3. The fiscal court shall have the power to contract with the owners of land for the purchase, or for its use for the construction of sidewalks, curbs and gutters, and when the fiscal court shall be unable to contract with the owners, it shall appoint three commissioners, impartial housekeepers of the county, who are owners of land and who shall be sworn faithfully and impartially to discharge their duties under the

law and who shall assess the damages the owner or owners of land may be entitled to receive for the use of the land for the purposes aforesaid.

§ 4. The fiscal court is hereby vested with the right and power to acquire by condemnation such lands as may be reasonably necessary for the purpose of constructing and maintaining sidewalks, curbs and gutters. And when the fiscal court shall be unable to contract or agree with the owner or owners of such lands, it may condemn and acquire the same or so much thereof as in its discretion may be necessary.

§ 5. It shall be the duty of the commissioners to view the land and to award to the owner or owners thereof the value of the land; and they shall also award the damages, if any, resulting to the adjacent lands of the owner, considering the purpose for which it is taken; but shall deduct from such incidental damages the value, if any, of the advantages and benefits that will accrue to such adjacent lands from the construction and maintenance of the sidewalks, curbs or gutters. They shall return a report in writing to the office of the clerk of the county court, stating their award, and shall describe in their report the lands condemned, giving the names of the owners and whether non-residents of the state, infants, of unsound mind or married women. Upon the filing of such report and of such affidavits as may be necessary under the law, the clerk of said court shall issue process against the owners to show cause why said report should not be confirmed and shall make such orders as to non-residents and persons under disability as are required by the Civil Code of Practice in actions against them in the circuit court.

§ 6. At the first regular term of the county court, after the owners shall have been summoned the length of time prescribed by the Civil Code of Practice before an answer is required, it shall be the duty of the court to examine said report and if it shall appear to be in conformity to this law, and to the extent that no exceptions have been filed thereto by either party, it shall confirm said report as against the owners not excepting.

§ 7. When exceptions shall be filed by either party, the court shall forthwith cause a jury to be impaneled to try the issues of fact made by the exceptions, and each juror shall be allowed one dollar per day for his services, to be taxed as costs. In assessing the damages the jury shall be governed by the rule prescribed in section 6 of this law, and, upon the request of either party, may be sent by the court, in charge of the sheriff, to view the land. If sufficient cause be not shown for setting aside the verdict, the court shall render judgment in conformity thereto, and shall make such orders as may be proper for the conveyance of the title upon the payment of the damages assessed. Either party may appeal to the circuit court by executing bond as required in other cases, within thirty days, and the appeal shall be tried de novo, upon the confirmation of the report of the commissioners by the county court, or the assessment of damages by said court, as herein provided, and the payment to the owners of the amount due, as shown by the report of the commissioners when confirmed, or as shown by the judgment of the county court when the damages are assessed by said court, and all cost adjudged to the owner, the fiscal court shall be entitled to take possession of said land, and to use and control the same for the purpose for which it was condemned as fully as if the title had been conveyed to it. But when an appeal shall be taken from the judgment of the county court by the fiscal court, it shall not be entitled to take possession of the land condemned until it shall have paid into court the damages assessed and all costs. All money paid into said court under the provisions of this law shall be received by the clerk of the court and held subject to the order of the court, for which he and his sureties on his official bond shall be responsible to the persons entitled thereto.

§ 8. The appeal from the county court shall be taken by filing with the clerk of the court to which the appeal lies a statement of the parties to the appeal, and a transcript of the orders of the county court, and thereupon the said clerk shall certify to the clerk of the county court that said appeal has

been filed, and the clerk of the county court shall, immediately transfer the original papers to the clerk of the court to which the appeal is pending, and if the owner on his appeal shall fail in the circuit court to increase the amount of damages awarded in the county court, he shall pay all the costs of the appeal; if the damages are increased in the circuit court the other party shall pay all the costs of the appeal. The same rule as to payment of costs shall apply when the appeal is prosecuted by the party seeking to condemn land.

§ 9. When any improvements have been ordered and made, the amount assessed against the property owners shall be a lien against said property, prior to and superior to all other liens except liens for taxes.

§ 10. This act shall become a law and be in force and effect from and after its passage and approval by the Governor.

Mr. Richardson offered the following amendments to said bill, viz.:

Amend H. B. 547 as printed as follows: strike out, in line 4, page 1, the following words: "each party," and insert intead thereof the words "the two dominant political parties."

Amend H. B. 547, as printed as follows: Strike out, in line 10, on page 1 thereof, the following words: "each party," and insert in lieu thereof the following words: "the two dominant political parties."

Amend H. B. 547 as printed as follows: On page 2, line 19, insert just following the word "to" and just before the word "suitable" and between said words the words "not more than five."

Said amendments were each and severally adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery
T. H. Baker
J. H. Baughman
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
R. J. Cain
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
B. F. Day
J. R. Dorman
E. J. Doss
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
T. H. Golden
J. E. Hadden
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
E. B. Miller
G. W. Morgan
Wm. J. Moore
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
C. D. Vincent
W. S. Wallen
W. D. Watkins
C. Westerfield
F. E. Wilson

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There voted in the negative—

H. Q. Thompson —1

Resolved, that the title thereof be as aforesaid.

Mr. Dorman moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 530. An act to amend and re-enact section 2 of chapter 10 of the Acts of the General Assembly of 1922, approved March 8, 1922, entitled "An act to provide for the establishment of two normal schools for the training of white elementary teachers, and appropriating moneys for the maintenance and operation thereof.

Whereas, the greatest need of common schools is trained elementary teachers, and,

Whereas, the state normal schools already established can neither reach nor train all elementary teachers needed for the common schools," being an act for the creation of boards of regents and vesting the management and control of the two normal schools established under the provisions of said act in boards of regents instead of the State Board of Education; providing for the appointment of the boards of regents by the Governor of the Commonwealth, and fixing their terms of office; providing certain rules and regulations for the management and operation of said schools, and empowering the boards of regents to exercise full management and control in the operation of said schools.

Said bill is as follows, viz.:

An act to amend and re-enact section 2 of chapter 10 of the Acts of the General Assembly of 1922, approved March 8, 1922, entitled, "An act to provide for the establishment of

two normal schools for the training of white elementary teachers, and appropriating moneys for the maintenance and operation thereof.

Whereas, the greatest need of common schools is trained, elementary teachers, and,

Whereas, the state normal schools already established can neither reach nor train all elementary teachers needed for the common schools," being an act for the creation of boards of regents and vesting the management and control of the two normal schools established under the provisions of said act in boards of regents instead of the State Board of Education; providing for the appointment of the boards of regents by the Governor of the Commonwealth, and fixing their terms of office; providing certain rules and regulations for the management and operation of said schools, and empowering the boards of regents to exercise full management and control in the operation of said schools.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 2 of chapter 10 of the Acts of the General Assembly of 1922, approved March 8, 1922, be amended by repealing said section 2 of chapter 10 of the Acts of the General Assembly of 1922, and inserting in lieu thereof the following section, so that when said section is amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 2. (a) There is hereby created a board of regents for each the Morehead State Normal School and the Murray State Normal School to be known respectively as the board of regents for the Morehead State Normal School and the board of regents for the Murray State Normal School. Said boards shall be bodies incorporate with perpetual succession and power to contract and be contracted with, to sue and be sued, to plead and be impleaded, to receive by any legal mode of conveyance property of any description, to have and to hold and enjoy the same in their official capacity, to

purchase or sell and convey property necessary for the proper management of their respective institutions, and to condemn real estate in the same manner as provided by law in the condemnation of lands for railroad purposes; to have power to adopt and use a corporate seal, to adopt by-laws, rules and regulations for the government of their members, officials, agents and employes; and with full power and authority to make and adopt all rules and regulations for the efficient management and control of their respective schools; and the management, control and supervision of the Morehead State Normal School is hereby vested in the board of regents of the Morehead State Normal School, and the management, control and supervision of the Murray State Normal School is hereby vested in the board of regents of the Murray State Normal School.

(b) Each board of regents herein created shall be composed of five members, appointed by the Governor of the Commonwealth of Kentucky without the approval and consent of the State Senate, and the Superintendent of Public Instruction of the Commonwealth of Kentucky who shall be a member ex-officio of each of said boards and chairman thereof. Three appointive members shall constitute a quorum for the transaction of business, and the Superintendent of Public Instruction shall only have a vote upon said board in case of a tie. No more than three appointive members of either of said boards shall belong to the same political party, and no member of either board shall be held to be a public officer by reason of his membership on said board.

(c) The terms of the appointive members upon said boards of regents shall commence on April 1, 1924, and the members appointed shall serve for their respective terms and until their successors are appointed and qualified. On or before April 1, 1924, the Governor shall appoint one member for each board to serve for a term of one year, two members to serve for a term of two years, and two members to serve for a term of four years. Thereafter, upon the expiration of the term of any member, his successor shall be appointed

for a full term of four years from the expiration of the term of his predecessor. Vacancies on either of said boards shall be filled by appointment by the Governor for the remainder of the unexpired term, but no vacancy shall impair the rights of the remaining members to exercise all the powers of the board nor shall relieve such members from discharging all the duties of the board during such vacancy. The members of the boards of regents shall serve without compensation but shall be paid their actual and necessary expenses in the discharge of their duties, and said expenses shall be paid out of the maintenance funds of said institutions.

(d) Each board of regents shall meet at least four times a year as follows:

On the third Tuesday of January, April, July and October.

At least two of said meetings shall be held at the respective institutions. Special meetings of the boards may be called by the chairman or by any three members of the board upon giving five days' notice of the meeting in writing to each member of the board, but at such special meetings the business to be transacted shall be specified in the notice of the meeting. Each board shall have power to elect a vice-chairman and such other officers as it may deem wise for the efficient administration of their institution, and to prescribe such bonds for their officers and employes as in their judgment they deem necessary.

(e) Each board of regents shall have full power and authority in the management and control of their respective institutions to appoint, employ and contract with a president, professors, teachers and assistants and such other employes as may be necessary in the proper administration of their respective schools, and to fix their compensations, the commencement and the termination of their respective terms not to exceed however, four years for any one term. Any president, professor, teacher, assistant or other person employed may be removed by the board of regents for cause upon notice and hearing of the reasons for such removal.

(f) The Superintendent of Public Instruction, together with the president or chief executive officer of each of said schools shall constitute an executive council, which shall have power to recommend the course of study to be taught in each of said schools, and the educational qualifications for admission to and graduation from same, and when adopted by the boards of regents shall be the prescribed courses and qualifications.

(g) Each board of regents shall have full power and authority to confer under its corporate seal upon students of said schools the following certificates:

1. A provisional elementary certificate of second class, valid for two years in any elementary school of the state, given on the completion of at least four units of prescribed work, two of which must be earned in residence; the remaining two may be completed during the summer sessions or equivalent credit to be accepted from approved high schools of the state.

2. A provisional elementary certificate of first class, valid for two years in any elementary school of the state, given on the completion of at least eight units of prescribed and elective work, four of which must be earned in residence; the remaining four may be completed during summer sessions or accepted from approved institutions of secondary rank.

3. A standard elementary certificate, valid for three years in any elementary school of the state, given on the completion of sixteen units of prescribed and elective work, four of which must be earned in residence; the remaining twelve may be completed during regular sessions or summer schools or accepted from other approved secondary institutions.

4. A college elementary certificate, valid for two years in any elementary school in the state, given on the completion of thirty-two semester hours' work in the college field, sixteen of which must be completed at the institution; the remainder may be completed during regular or summer ses-

sions or accepted from other approved junior or senior colleges.

5. An advanced certificate, valid for three years and renewable for life after three years' successful teaching in any elementary school or high school, given on the completion of sixty-four semester hours of prescribed and elective work, thirty-two of which must be made in residence; the remainder may be completed at the institution during regular or summer sessions or accepted from other approved junior or senior colleges. This certificate will permit the holder to occupy a superintendency, provided the holder thereof has completed a course of study preparing for that type of position.

6. Each person granted an advanced certificate from either of said schools shall be entitled to receive a diploma of graduation and to be rated as a graduate of a junior college.

(h) Each board of regents shall make annual reports to the Superintendent of Public Instruction on or before July 1st in such form and furnish such data as the Superintendent of Public Instruction may desire, and each board shall make additional reports to the Superintendent of Public Instruction upon his request.

(i) For the convenience of students who may be attending either the Morehead State Normal School or the Murray State Normal School, examinations may be held by the president or members of faculty appointed by him, in accordance with rules prescribed by the State Superintendent of Public Instruction.

§ 2. The provisions of this act are severable, and if any of its provisions shall be held unconstitutional the decisions of the courts shall not affect or impair any of the remaining provisions of this act. It is hereby declared as a legislative intent that this act would have been adopted had such unconstitutional provisions not been included therein.

§ 3. All laws and parts of laws in conflict herewith are hereby repealed to the extent of such conflict.

§ 4. Whereas, the boards of regents provided for in this act are necessary for the immediate administration, supervision, management and control of said institutions, an emergency is declared to exist, and this act shall become a law and effective upon its passage and approval by the Governor.

Mr. Clark offered the following amendments to said bill, viz.:

Amend H. B. 530 by striking out subsection b of section 1, in lines 28 to 38, inclusive, pages 2 and 3 of the printed bill, and inserting in lieu thereof the following:

"(b) Each board of regents herein created shall be composed of four members, appointed by the Governor of the Commonwealth of Kentucky without the approval and consent of the Senate, and the Superintendent of Public Instruction of the Commonwealth of Kentucky, who shall be a member ex-officio and chairman of each board. A majority of the members of each board shall constitute a quorum for the transaction of business, but no contract shall be made or money appropriated without the concurrence of a majority of the members of the board. No member of either board shall be held to be a public officer by reason of his membership on said board."

Amend H. B. 530 by striking out of subsection c of section 1, in lines 42, 43, 44 and 45, page 3 of the printed bill, the following words:

"On or before April 1, 1924, the Governor shall appoint one member for each board to serve for a term of one year, two members to serve for a term of two years, and two members to serve for a term of four years," and inserting in lieu thereof the following words: "On or before April 1, 1924, the Governor shall appoint two members for each board to serve for a term of two years, and two members to serve for a term of four years."

Said amendments were adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
L. D. Bax
W. B. Belknap
Homer Beliles
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. B. Bush
J. G. Campbell
R. J. Cain
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
Wm. M. Duncan
D. E. Edwards
H. M. Fultz
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
I. T. Layman
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
E. D. Morris
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
F. L. Strange
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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There voted in the negative—

C. W. Bennett 1

Resolved, that the title thereof be as aforesaid.

Mr. Dorman moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 262. An act to amend section 5 of project 32, relating to establishing and designing a primary system of state highways.

Together with a committee amendment thereto by way of substitute therefor.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kenturky:

§ 1. That section 5, project No. 32 of chapter 17 of the Acts of the General Assembly of 1920, now project No. 32, under section 4356t-5 of Carroll's edition of the Kentucky Statutes be amended by adding to and extending said project to Nicholasville via Georgetown, Soard's Store, Midway, Versailles, Fort Garrett, Pinckard and Keene, so that said project No. 32 will read as follows, to wit:

Project No. 32—From Paris to West Liberty, via Mt. Sterling and Frenchburg, and from Paris to Nicholasville, via Georgetown, Soard's Store, Midway, Versailles, Fort Garrett, Pinckard and Keene.

Said substitute is as follows, viz.:

An act to amend section 5, project No. 32 of chapter 17 of the Acts of the General Assembly of 1920, now project No. 32, under section 4356t-5 of Carroll's 1922 edition of the Kentucky Statutes relating to the establishment and designing of a primary system of state highways and providing for their construction and maintenance.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 5, project No. 32, of chapter 17 of the Acts of the General Aseembly of 1920, now project No. 32 under section 4356t-5 of Carroll's 1922 edition of the Kentucky Statutes be amended by adding to and extending said project to Nicholasville by way of Georgetown, Payne's Depot, Weisenberger's Mill, Midway, Versailles, Ft. Garrard, Pinckard and Keen, so that said project No. 32 will read as follows, to wit:

Project No. 32, beginning at West Liberty, via Frenchburg, Mt. Sterling, Paris, Georgetown, Payne's Depot, Weiseberger's Mill, Midway, Versailles, Ft. Garrard, Pinchard, Keen to Nicholasville.

Said substitute was then adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	T. H. Golden	G. W. Morgan
W. B. Ardery	J. E. Hadden	Wm. J. Moore
T. H. Baker	W. R. Haselwood	E. D. Morris
J. H. Baughman	H. C. Hawkins	Chas. A. Nelson
L. D. Bax	J. W. Howard	F. V. Nunnelly
C. W. Bennett	R. O. Huntsman	E. E. Palmore
J. E. Bickett	J. Roy Johnson	J. J. Patterson
S. A. Blackburn	Hector Johnson	G. L. Perryman
W. M. Boling	D. C. Jones	J. F. Reed
J. F. Bosworth	T. H. King	J. L. Richardson
W. B. Bush	T. J. Knight	J. E. Robbins
J. G. Campbell	I. T. Layman	C. W. Ryans
Sam Cole	Oscar Leibson	G. W. Shadoan
F. W. Collings	Leroy Lewis	Lee L. Simons
L. F. Coomes	Martin Light	W. M. Simpson
J. L. Cushing	J. T. Linton	D. D. Thornberry
B. F. Day	J. Will McFarlin	W. S. Tinsley
J. R. Dorman	W. J. McMurry	N. I. Toombs
E. J. Doss	R. D. McMurtry	C. D. Vincent
H. C. Duffy	J. L. Manning	W. S. Wallen
D. E. Edwards	J. W. Martin	E. C. Walker
J. O. Evans	E. B. Miller	F. E. Wilson

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Resolved, that the title thereof be as amended.

Mr. Dorman moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 317. An act repealing and re-enacting sections 1, 2, 3, 17 and 18 of an act approved March 23, session of 1920, Carroll's Statutes, section 2739, to regulate the license, and govern the use of motor vehicles and provide a penalty for the violation thereof.

Together with a committee amendment thereto by way of substitute therefor.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section one (1) of an act to regulate, license and govern the use of motor vehicles, in this Commonwealth, approved March twenty-third, session one thousand nine hundred and twenty, Carroll's Statutes, section two thousand seven hundred and thirty-nine (2739) be and the same is hereby repealed.

§ 2. Said section is hereby re-enacted and made to include subsection (h) to read as follows:

Section 1. (h) Whenever and wherever the words "receipt," "clerk's receipt," or "receipt for registration fee" is used herein, it shall mean both the ownership certificate and registration certificate of the certificate of title.

§ 3. That sections two, three and seventeen and eighteen of said act be and the same are hereby repealed.

§ 4. Said sections are hereby re-enacted and subsection (b) of section two (2); subsections (a), (b), (c) and paragraph 4 of subsection (d) of section three (3); subsections (e) and (g) of section seventeen (17); and subsections (b), (c), (d-e) and (j) of section eighteen (18) are made to read as follows:

Section 2 (b). Such application blank shall contain blank spaces for, and the owner applying for registration shall give thereon, the following detailed information: Owner's name, post office address, city, county, state, make of vehicle, year made, model, registered horsepower as rated by the Society of Automobile Engineers, weight pounds, style body, and if the automobile be a truck, the tonnage capacity as rated by the manufacturer, motive power, chassis number and motor number; received of owner dollars, occupation of owner, age, weight, white or colored, color of hair, complexion,

height, feet, inches, and the blank space provided for the signature of the owner and signature of the official issuing the registration receipt, together with a statement of the applicant's title, and such other information as the commission may require. Each and every application shall be accompanied by the appropriate fee and same shall be as follows.

Section 3 (a). Issuance of Receipt, Registration Plates and Container.—Upon filing application and paying the fee as hereinbefore provided, the clerk, if satisfied that applicant is the owner of such motor vehicle, or otherwise entitled to have the same registered in his name, shall issue to said owner two plates bearing the assigned registration number and a container for the registration certificate and an appropriate certificate of title with blank space for the signature of the owner and bearing all the information contained in the application, over the signature of the clerk. Such certificate shall be in triplicate and numbered consecutively; one form as a certificate of title to be filed by the department issuing same; one as a certificate of ownership to be carried on the person of the owner or operator designated as an ownership certificate; the third form to be carried in a suitable container attached to the driving compartment of the vehicle, and designated as the registration certificate. The certificate filed by the issuing department and the certificate carried upon the person of the owner or operator shall contain, in addition to the registration number, the serial number. For services performed the owner shall pay the clerk the sum of thirty-five cents.

(b) Display of Receipt and Registration Plates.—The owner shall have the registration certificate issued by the commission, through the clerk, folded and placed in the container in such a manner that the signature of the owner may be easily read, and attached to the driving compartment of such vehicle at all times. Said container shall remain attached to the vehicle for which issued during its existence. In the event the vehicle is a motorcycle or trailer, it shall

be fastened in plain sight or carried in the tool bag or other convenient receptacle attached to such vehicle. The owner or operator shall have the ownership certificate issued by the commission through the clerk, constantly in his possession and he shall display the plates issued to him conspicuously upon the front and rear of said automobile, keeping them legible at all times said automobile is operated upon a public highway, with the further provision that the rear plate shall be illuminated when being operated during the hours designated in section 7. Said owner shall not be required to place any other mark of identity upon said automobile. Provided, further, that the registration plates or registration certificate for any year shall not be displayed on any automobile after December thirty-first of that year, nor removed before said date, nor shall registration plates or registration certificate of the succeeding year be displayed before December twenty-ninth of said year.

(c) Duplicate Receipts, Plates and Containers.—Should the owner lose his registration receipt he may obtain a duplicate from the clerk upon filing a written statement to that effect upon a form furnished by the commission, through the clerk, and for services rendered he shall pay the clerk the sum of forty cents.

Should the owner lose the container for the registration certificate, he may obtain a duplicate of same by filing a written statement to that effect, upon a form furnished by the commission, through the clerk, and for services rendered he shall pay the clerk the sum of forty cents. It is further provided that the owner may, at the time application for duplicate lost certificate is made, or upon the annual registration, secure a duplicate container by filing the required statement, and without further cost. Lost registration plate or plates shall be duplicated by the commission and furnished to the original owner by the clerk. The owner shall make a written statement as to the loss of such plate or plates, and for the plate or plates to be thereafter issued he shall pay the sum of fifty cents for each plate, for which sum or sums the clerk

shall thereupon issue his receipt and for which service the owner shall pay the clerk the sum of forty cents. The possession of this receipt by the owner will permit him to operate his automobile upon the public highways until such time as he may receive his duplicate plate or plates, provided that he also display his registration number on a temporary plate or plates, said number to be printed, stamped or painted on heavy carboard or other substantial material in such manner as to be plainly legible. The clerk upon receipt of the duplicate plate or plates shall immediately notify the owner by mail and such owner shall within five days, return to the clerk the receipt above mentioned, and receive the duplicates, and for this service the owner shall pay the clerk the sum of forty cents.

Paragraph 4 (d). Upon such change in the ownership the purchaser, as the applicant for transfer of registration, shall present to the clerk the endorsed receipt of the original owner together with a copy of bill of sale, both of which the clerk shall retain, and the purchaser shall accompany same with a transfer fee of one dollar, for which the clerk shall issue a certificate of title bearing the same data and information as required on the original receipt except the change in name, address, description and signature of the purchaser or owner. For his services hereunder the purchaser shall pay the clerk a fee of forty cents. Said purchaser shall have in his possession a receipt showing such transfer before said automobile shall be operated on any public highway in this Commonwealth. Provided, if the purchaser junks or otherwise renders the automobile unfit for future use as such he shall be relieved of the duty of transferring registration by the immediate delivery of registration plates, endorsed receipt, container for registration certificate and second copy of bill of sale to the commission, and for these services the purchaser shall pay the clerk the sum of forty cents.

Section 17 (e). Distribute the registration plates, containers and badges furnished by the commission and keep a

complete record of his office for the benefit of the public of all such registration in his county, and to notify the owner or chauffeur of the receipt by him of the duplicate badges, containers or plates.

(g) Account to the commission for all registration plates, containers, badges and receipt forms consigned to him, at such time or times as the commission may direct; give the commission timely notice of a probable deficiency of plates or other supplies.

Section 18 (b) Furnish Blanks and Instructions.—Prepare and furnish to the clerk in each county a good and sufficient supply of all forms and blanks provided for in this act, provided that the form for receipts shall be designed for the writing of triplicate copies, the original of which, except those to be used for the duplicates of lost receipts, shall be numbered consecutively for each county, the second and third copies bearing the same number as the original; and their color shall not be the same for consecutive years; shall also furnish to each clerk a list of the horsepower rating of all automobiles as determined by the Society of Automobile Engineers.

(c) Keep Record.—Keep a numerical record of all registration numbers issued in the state, for which they may use the owner's original application with assigned registration number written thereon and forwarded by the clerk of each county, a record of motor numbers assigned owners under subsection (j) of section two. Also keep the copies of judgments of convictions for violations of this law, all of which shall constitute a public record.

(d-e) Furnish Registration Plates, Containers, Etc.—The commission shall furnish to each clerk, originally each year upon estimate, and thereafter upon requisition, at all times a sufficient supply of plates and containers for all classes of vehicles required to be registered. Such containers shall be selected by the commission or some person under their direction, and shall be of proper and practical form and size. Such plates shall be selected by the commis-

sion or some person under their direction and shall be of proper and practical form and size and shall contain such lettering and numbering as the commission may deem to be proper, practical and efficient for the intended purposes.

(j) Settlements.—Shall at the end of each fiscal year make a settlement of the accounts showing the receipts and expenditures and file same with the Auditor of Public Accounts for the state. And they shall further require an accounting from the clerk in each county for all moneys received by him under the provisions of this act, after the deduction of his fees under this act, and for all receipts, forms, plates, containers and badges consigned to him.

§ 5. Publication and Distribution of Act.—Cause to be printed not less than one hundred thousand (100,000) copies of this act, and to distribute through the clerk in each county a copy to each person applying for registration or transfer of registration, and when such supply is exhausted, shall cause additional copies to be printed from time to time as may be necessary.

§ 6. All laws or parts of laws in conflict herewith are hereby repealed.

§ 7. This act shall take effect and be in force from and after December 1, 1924.

Said substitute is as follows, viz.:

An act to amend and re-enact sections one (1), two (2), three (3), seventeen (17), and eighteen (18), of chapter ninety (90) of the 1920 Acts of the General Assembly of the Commonwealth of Kentucky relating to motor vehicles; regulating their use and operation upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of the license, and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor vehicles; provid-

ing penalty for the violation of this act, and repealing any and all conflicting laws. Said sections, when amended, to provide for the issuance of a certificate of title for motor vehicles in this Commonwealth, and to regulate the evidence of ownership.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That sections one (1), two (2), three (3), seventeen (17) and eighteen (18) of chapter ninety (90) of the 1920 Acts of the General Assembly of the Commonwealth of Kentucky, be amended so that said sections when amended and re-enacted shall read as follows:

Section 1. (a) Definitions.—Whenever and wherever the word "vehicle" is used in this act, it shall include all agencies for the transportation of persons or property over and upon the public highways of this Commonwealth, and all vehicles passing over or upon said highways, excepting road rollers, and such vehicles as travel exclusively on rails, and whenever and wherever the word "automobile" is used, it shall include all vehicles that are propelled otherwise than by muscular power excepting road rollers and such vehicles as travel exclusively on rails.

(b) Whenever and wherever the word "commission" is used herein, it shall mean the State Tax Commission, and whenever and wherever the word "clerk" is used herein it shall mean the clerk of a county court.

(c) Whenever and wherever the word "chauffeur" is used herein, it shall mean a person whose business or occupation, in whole or in part, is the operation of an automobile for compensation, wages or hire.

(d) Whenever and wherever the word "manufacturer" is used herein, it shall mean an individual, partnership, corporation or company engaged in the business or occupation of manufacturing or assembling automobiles, who will, under normal business conditions during the year, manufacture or assemble as many as ten or more new automobiles.

(e) Whenever and wherever the word "dealer" is used herein, it shall mean any and all persons, partnerships, corporations, companies or agencies engaged in the business of purchasing, selling or distributing automobiles in this Commonwealth.

(f) Whenever or wherever the word "highway" is used herein it shall mean any and all public highways, roads and passways, no matter of what type of construction, and all boulevards, parkways, streets and public alleys of any and all incorporated cities and towns, as well as the same in unincorporated towns and villages of this Commonwealth.

(g) Whenever and wherever the word "operator" is used herein, it shall mean the person in actual physical control of the guidance, starting and stopping of a vehicle.

(h) Whenever and wherever the words "receipt," "clerk's receipt" or "receipt for registration fee" is used herein, it shall mean both the ownership certificate and registration certificate of the certificate of title.

§ 2. (a) Registration and Fees.—Before the owner of an automobile shall operate, or be permitted to operate same or shall permit the operation of same upon any public highway, such owner shall register with the commission, through the clerk in the county in which he resides, or in the county in which the automobile is to be operated, making application for such registration to the clerk of such county on a blank to be furnished by the commission through the clerk, which application shall be accompanied by a bill of sale, if the application be for registration of a new car, or by exhibiting the owner's registration receipt, if such automobile has theretofore been registered, and thereafter he shall register his automobile on or before the first day of January of each and every year. Provided, that in so far as the owner is concerned, the registration with the clerk as required by law shall be deemed a registration with the commission.

(b) Such application blank shall contain blank spaces for, and the owner applying for registration shall give thereon the following detailed information: Owner's name, post

office address, city, county, state, make vehicle, year made, model, registered, horsepower as rated by the Society of Automobile Engineers, weight pounds, style body, and if the automobile be a truck, the tonnage capacity as rated by the manufacturer, motive power, chassis number, and motor number; received of owner dollars, occupation of owner, age, weight, white or colored, color of hair, complexion, height, feet, inches and the blank spaces provided for the signature of the owner and signature of the official issuing the registration receipt, together with a statement of the applicant's title, and such other information as the commission may require. Each and every application shall be accompanied by the appropriate fee and same shall be as follows:

(c) Fees for Passenger Automobiles.—For each motorcycle the registration fee shall be ten dollars.

Automobile primarily designed for carrying passengers and having provisions for not more than seven passengers, including the operator, shall be classed as passenger automobiles, and the annual registration fee for same shall be sixty cents for each horsepower of the vehicle registered, to be calculated on the rating fixed by the Society of Automobile Enginers.

(d) Fees for Other Than Passenger Automobiles.—All automobiles not included in subsection (c) above are classified as trucks, and the annual registration fee shall be as follows: Those having a capacity of one thousand pounds or less, twenty-two dollars; those having a capacity of more than one thousand pounds and up to two thousand pounds, thirty dollars; those having a capacity of more than three thousand pounds and up to four thousand pounds, fifty dollars; those having a capacity of more than four thousand pounds and up to five thousand pounds, sixty dollars; those having a capacity of more than five thousand pounds and up to six thousand pounds, seventy dollars; those having a capacity of more than six thousand pounds and up to seven thousand pounds, ninety dollars; those having a capacity of more than seven thousand pounds and up to eight thousand

pounds, one hundred and ten dollars; those having a capacity of more than eight thousand pounds and up to nine thousand pounds, one hundred and thirty dollars; those having a capacity of more than nine thousand pounds and up to ten thousand. pounds shall pay one hundred and fifty dollars; those having a capacity of more than ten thousand pounds shall pay one hundred and fifty dollars, and fifty dollars for each additional ton. The applicant for license for motor trucks shall state in his application the capacity of the truck.

(e) Interchangeable Bodies.—If the owner of an automobile has interchangeable bodies for same, so that at one time the automobile might be classed as a passenger automobile, and at another time as a truck, he shall be deemed to have complied with the law by having paid the higher fee and displaying the registration plates issued for that class.

(f) Proportionate Fees.—If any person becomes the owner of an automobile on or after January first of any year, and for that reason registers for only part of a year, the fee shall be as many twelfths of the annual fee as there are unexpired months in the calendar year.

(g) Non-residents—Reciprocity.—A non-resident owner who has complied with the laws of the state, province or district of his residence relating to registration of automobiles or motor vehicles, and who displays the requisite plates and holds the requisite receipt or certificate of registration as required by his resident state, province or district, if such state, province or district does not require registration of non-resident owners temporarily therein, shall be exempt from registration in this state for the same period of time as is granted to non-resident owners of his state, province or district by the laws and regulations thereof. Provided that non-residents shall observe and obey all traffic regulations of this state; and provided, further, that registration in any other state, province or district shall not in any wise relieve any owner, resident in this state from the penalties hereinafter provided for violations of this act.

(h) Registration by Manufacturers and Dealers.—Any

manufacturer of or dealer in automobiles in this Commonwealth may, in lieu of registering each automobile which he uses or intends to use for the purpose of exhibiting or demonstrating on any highway, apply for and secure, in the manner hereinbefore provided, one set of plates for an annual fee of twenty-five dollars, and may obtain additional plates for one dollar per set; provided, that a set of plates must be attached to each and every automobile which such manufacturer or dealer exhibits, demonstrates or operates on the public highway, in delivering the automobile from factory to dealer, or from manufacturer or dealer to purchaser. This subsection, however, shall not be construed as exempting any dealer or manufacturer from paying the hereinbefore required fees for and registering such automobiles owned by him and employed in his personal or commercial use or uses other than demonstration or exhibition.

(i) Government Automobiles.—Application for registration of automobiles owned or operated exclusively by any city or county in the state, or by the state or federal government, shall be accompanied by a statement from the head of the department of the state, federal government, county, town or city so operating said automobile that same is so owned and operated; said application and statement shall be forwarded by the clerk to the commission, which shall give special authority to the clerk to register same, and upon receiving same the clerk shall issue registration receipt and number plates as hereinafter provided, except that no charge shall be made for the same by the commission or the clerk.

(j) Motor Numbers—No clerk shall receive any application for registration, nor register any automobile unless the automobile bears a motor number. In case there be no motor number, or if there be such number and the same has been so tampered with, defaced or mutilated as not to be plainly legible, the owner shall make application through the clerk to the commission for a motor number, and when such number is by the commission assigned to the owner's automobile, it shall be the duty of the owner thereof to cause

such number to be stamped on the motor with a steel die. The number so assigned and stamped shall thereafter be used by the owner in making the registration or executing a bill of sale.

(k) Owner Extended Time—When.—Should an owner because of sickness or absence from the state be unable to renew the registration of his automobile on or before January first, he will be deemed to have complied with the law, if before operating same in this state he registers such automobile at some later date and pays the fee for the full year, just as though he had renewed on or before January first, provided that the owner file with the application an affidavit showing such sickness or absence.

§ 3. (a). Issuance of Receipt, Registration, Plates and Container.—Upon filing application and paying the fee as hereinbefore provided, the clerk, if satisfied that applicant is the owner of such motor vehicle, or otherwise entitled to have the same registered in his name, shall issue to said owner two plates bearing the assigned registration number and container for the registration certificate and an appropriate certificate of title with blank space for the signature of the owner and bearing all the information contained in the application, over the signature of the clerk. Such certificate shall be in triplicate and numbered consecutively; one form as a certificate of title to be filed by the department issuing same; one as a certificate of ownership to be carried on the person of the owner or operator designated as an ownership certificate; the third form to be carried in a suitable container attached to the driving compartment of the vehicle, and designated as the registration certificate. The certificate filed by the issuing department and the certificate carried upon the person of the owner or operator shall contain, in addition to the registration number, the serial number. The reverse side of the certificate of ownership shall contain a form providing for a statement thereon of any lien or incumbrance upon the motor vehicle for which issued. For services performed the owner shall pay the clerk the sum of thirty-five cents.

(b) Display of Receipt and Registration Plates.—The owner shall have the registration certificate issued by the commission, through the clerk, folded and placed in the container in such a manner that the signature of the owner may be easily read, and attached to the driving compartment of such vehicle at all times. Said container shall remain attached to the vehicle for which issued during its existence. In the event the vehicle is a motorcycle or trailer, it shall be fastened in plain sight or carried in the tool bag or other convenient receptacle attached to such vehicle. The owner or operator shall have the ownership certificate issued by the commission through the clerk, constantly in his possession and he shall display the plates issued to him conspicuously upon the front and rear of said automobile, keeping them legible at all times said automobile is operated upon a public highway, with the further provision that the rear plate shall be illuminated when being operated during the hours designated in section 7. Said owner shall not be required to place any other mark of identity upon said automobile. Provided, further, that the registration plates or registration certificate for any year shall not be displayed on any automobile after December thirty-first of that year, nor removed before said date, nor shall registration plates or registration certificate of the succeeding year be displayed before December twenty-ninth of said year.

(c) Duplicate Receipts, Plates and Containers.—Should the owner lose his registration receipt he may obtain a duplicate from the clerk upon filing a written statement to that effect upon a form furnished by the commission, through the clerk, and for services rendered he shall pay the clerk the sum of forty cents.

Should the owner lose the container for the registration certificate, he may obtain a duplicate of same by filing a written statement to that effect, upon a form furnished by the commission, through the clerk, and for services rendered he shall pay the clerk the sum of forty cents. It is further provided that the owner may, at the time application for dupli-

cate lost registration certificate is made, or upon the annual registration, secure a duplicate container by filing the required statement, and without further cost. Lost registration plate or plates shall be duplicated by the commission and furnished to the original owner by the clerk. The owner shall make a written statement as to the loss of such plate or plates, and for the plate or plates to be thereafter issued he shall pay the sum of fifty cents for each plate, for which sum or sums the clerk shall thereupon issue his receipt and for which service the owner shall pay the clerk the sum of forty cents. The possession of this receipt by the owner will permit him to operate his automobile upon the public highways until such time as he may receive his duplicate plate or plates, provided that he also display his registration number on a temporary plate or plates, said number to be printed, stamped or painted on heavy cardboard or other substantial material in such manner as to be plainly legible. The clerk upon receipt of the duplicate plate or plates shall immediatey notify the owner by mail and such owner shall within five days return to the clerk the receipt above mentioned, and receive the duplicates, and for this service the owner shall pay the clerk the sum of forty cents.

(d) Transfers.—Whenever an automobile which has been previously registered changes ownership, the registration plates shall remain upon such automobile as a part thereof until the expiration of the registration year, subject, however, to the following provisions:

(1) No person acting for himself or another shall offer for sale or trade any such automobile without then and there having in his actual physical possession the clerk's receipt for the registration fee for the current year.

(2) No person shall sell or trade any such automobile without transferring by endorsement of the owner and delivering to the purchaser the clerk's receipt for the registration fee for the current year.

(3) No person acting for himself or another shall buy or trade for any such automobile without receiving the clerk's

receipt for registration fee for the current year, endorsed as provided for above.

(4) Upon such change in the ownership the purchaser, as the applicant for transfer of registration, shall present to the clerk the endorsed receipt of the original owner together with a copy of bill of sale, both of which the clerk shall retain, and the purchaser shall accompany same with a transfer fee of one dollar, for which the clerk shall issue a certificate of title bearing the same data and information as required on the original receipt except the change in name, address, description and signature of the purchaser or owner. For his services hereunder the purchaser shall pay the clerk a fee of forty cents. Said purchaser shall have in his possession a receipt showing such transfer before said automobile shall be operated on any public highway in this Commonwealth. Provided, if the purchaser junks or otherwise renders the automobile unfit for future use as such he shall be relieved of the duty of transferring registration by the immediate delivery of registration plates, endorsed receipt, container for registration certificate and second copy of bill of sale of the commission, and for these services the purchaser shall pay the clerk the sum of forty cents.

(e) The bill of sale provided for in this act shall contain the date, vendee's name and post office address, vendor's name and post office address, the occupation of each and the information provided for in subsection (b) of section 2 of this act, and shall be subscribed and sworn to before any officer authorize to administer an oath.

No person for himself or his employe or agent or as an officer of any court, shall sell, trade, transfer or deliver any automobile without at the time delivering to the purchaser thereof a bill of sale executed in triplicate, two copies of which shall be delivered to the purchaser, one of which he may retain as evidence of ownership, the second copy to be delivered to the clerk upon application for original registration or as part of application for transfer of registration

period. The third copy shall immediately be delivered to the clerk by the seller.

Section 17 (a). It shall be the duty of the clerk in each county to see that the provisions of this act in his county are enforced, and in so doing he shall:

(b) Take all applications as provided in this act.

(c) Issue the receipts provided for in this act on blanks furnished by the commission.

(d) Collect the fees due the state as provided for in this act.

(e) Distribute the registration plates, containers and badges furnished by the commission and keep a complete record in his office for the benefit of the public of all such registration in his county, and to notify the owner or chauffeur of the receipt by him of the duplicate badges, containers or plates.

(f) Remit and report each Monday to the commission all moneys collected under him during the previous week, together with the duplicates of all receipts issued by him during the same period, all checks to be made payable to the State Treasurer.

(g) Account to the commission for all registration plates, containers, badges and receipt forms consigned to him, at such time or times as the commission may direct; give the commission timely notice of a probable deficiency of plates or other supplies.

(h) Make a statement of any lien or incumbrance that may be upon any vehicle registered in this Commonwealth, on the reverse side of the certificate of ownership, and where said certificate is lost, and upon annual renewal of the certificate transfer such statement to the new certificates.

Section 18. Duties of the Commission.—(a) It shall be the duty of the commission to carry out the provisions of this act, and in so doing shall:

(b) Furnish Blanks and Instructions.—Prepare and furnish to the clerk in each county a good and sufficient supply of all forms and blanks provided for in this act, provided

that the form for receipt shall be designed for the writing of triplicate copies, the original of which, except those to be used for the duplicate of lost receipts, shall be numbered consecutively for each county, the second and third copies bearing the same number as the original; and their color shall not be the same for consecutive years; shall also furnish to each clerk a list of the horsepower rating of all automobiles as determined by the Society of Automobile Engineers.

(c) Keep Record.—Keep a numerical record of all registration numbers issued in the state, for which they may use the owner's original application with assigned registration number written thereon and forwarded by the clerk of each county, a record of motor numbers assigned owners under subsection (j) of section two. Also keep the copies of judgments of convictions for violations of this law, all of which shall constitute a public record.

(d-e) Furnish Registration Plates, Containers, Etc.—The commission shall furnish to each clerk, originally each year upon estimate, and thereafter upon requisition, at all times a sufficient supply of plates and containers for all classes of vehicles required to be registered. Such containers shall be selected by the commission or some person under their direction, and shall be of proper and practical form and size. Such plates shall be selected by the commission or some person under their direction and shall be of proper and practical form and size and shall contain such lettering and numbering as the commission may deem to be proper, practical and efficient for the intended purposes.

(f) Chauffeur Badges.—Furnish a metal badge for each chauffeur's registration, consecutively numbered, with the letters "KY" and the year number thereon, and shall allot a sufficient supply to the clerk in each county. Said badge shall be of different form or design for each year.

(g) Supply Not Later Than November 15.—Registration plates, badges and forms for the succeeding year in number equal to or greater than the current year's registration in that county shall be delivered to the clerk in each county not

later than November fifteenth, and the commission, with the assistance of the clerk, shall estimate as closely as possible the increase in registration and make provision therefor as soon after said date as possoble.

(h) Lists.—Furnish serial numerical lists of all registration and transfers to those who subscribe for same on an annual basis on multigraphed or mimeographed sheets, beginning not later than January fifteenth, and followed thereafter weekly. These lists are to be furnished at a reasonable price, but not to exceed seven and one-half cents per one hundred names. Separate county lists may also be furnished subscribers in the same manner as state lists are furnished, the price therefor not to exceed fifteen cents for one hundred names.

(i) Disposition of Funds.—Receive all moneys forwarded by the clerk in each county and turn same over to the Auditor for the benefit of the state road fund, and out of this fund shall be paid the expenses of said commission incident to the enforcement of this act. Said payments being made in the manner provided by law for payment of salaries and expenses.

(j) Settlements.—Shall at the end of each fiscal year make a settlement of the accounts showing the receipts and expenditures and file same with the Auditor of Public Accounts for the state. And they shall further require an accounting from the clerk in each county for all moneys received by him under the provisions of this act, after the deduction of his fees under this act, and for all receipts, forms, plates, containers and badges consigned to him.

(k) Publication and Distribution of Act.—Cause to be printed not less than one hundred thousand copies of this act and distribute through the clerk in each county a copy to each person applying for registration or transfer of registration, and when such supply is exhausted, shall cause additional copies to be printed from time to time as may be necessary.

(l) Shall assign motor number when applied for under

subsection (j) of section 2, such motor numbers to be distinctive, so as to show their designation by the commission.

Section 2. Publication and Distribution of Act.—Cause to be printed not less than one hundred thousand (100,000) copies of this act, and to distribute through the clerk in each county a copy to each person applying for registration or transfer of registration, and when such supply is exhausted shall cause additional copies to be printed from time to time as may be necessary.

§ 3. All laws or parts of laws in conflict herewith are hereby repealed.

§ 4. This act shall take effect and be in force from and after December 1, 1924.

Mr. Richardson offered the following amendment to said substitute, viz.:

Amend substitute for H. B. 317 as follows, viz.:

Strike out from subsection b of section 1 "the clerk of a county court" and substitute in lieu thereof the words, "officer charged by law with the duty of issuing motor vehicle license."

Said amendment was adopted.

Said substitute was then adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being required thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. L. Cushing	I. T. Layman
W. B. Ardery	B. F. Day	Leon P. Lewis
T. H. Baker	J. R. Dorman	Leroy Lewis
J. H. Baughman	E. J. Doss	Wm. J. Moore
L. D. Bax	Wm. M. Duncan	G. L. Perryman
W. B. Belknap	D. E. Edwards	J. F. Reed
Homer Beliles	J. O. Evans	J. E. Robbins
C. W. Bennett	O. C. Gartin	Arthur Saunders
W. M. Boling	T. H. Golden	G. W. Shadoan
J. F. Bosworth	J. E. Hadden	Lee L. Simons
W. J. Brandenburg	W. R. Haselwood	F. L. Strange
W. B. Bush	H. C. Hawkins	W. S. Tinsley
J. G. Campbell	R. O. Huntsman	N. I. Toombs
R. J. Cain	A. J. Jolly	W. S. Wallen
Lee Clark	D. C. Jones	E. C. Walker
Sam Cole	T. H. King	W. D. Watkins
F. W. Collings	T. J. Knight	C. Westerfield
L. F. Coomes	John H. Lawson	F. E. Wilson

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Those who voted in the negative were—

H. M. Fultz	R. D. McMurtry	F. V. Nunnelly
J. Roy Johnson	J. W. Martin	E. E. Palmore
Oscar Leibson	E. B. Miller	W. M. Simpson
Martin Light	G. W. Morgan	Geo. W. Smith
J. Will McFarlin	J. L. Morgan	C. D. Vincent
W. J. McMurry	E. D. Morris	

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Resolved, that the title thereof be as amended.

Mr. Dorman moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House

took up for consideration from the Orders of the Day a bill entitled:

H. B. 334. An act to repeal and re-enact subsections 7 and 8 of section 4421 of the Kentucky Statutes, Carroll's edition, 1922, relating to the adoption, sale and distribution of school text books in cities of the first, second, third, fourth, fifth and sixth class, and in independent graded school districts.

Said bill is as follows, viz.:

Be it enacted by the General Asesmbly of the Commonwealth of Kentucky:

§ 1. That subsection 1 of section 4421a, Kentucky Statutes, Carroll's edition of 1922, be and the same is hereby repealed and re-enacted so as to read as follows:

It shall be the duty of the said commission in the years in which existing contracts expire, by a majority vote of the entire commission, to adopt from the authorized state list of books submitted, as hereinafter provided, a uniform series or system of text books for use in the common schools and the high schools of the state, except in cities of the first, second, third, fourth, fifth and sixth classes, and in independent graded school districts, and to arrange for the distribution and sale of such books to dealers at the net contract price. The commission may from time to time make any regulations not contrary to the provisions of this act to secure the prompt and faithful performance of all contracts and the prompt distribution of the books herein provided for.

§ 2. That subsection 8 of section 4421a of the Kentucky Statutes, Carroll's edition of 1922, be and it is hereby repealed and re-enacted so as to read as follows:

The cities of the state of Kentucky of the first, second, third, fourth, fifth and sixth classes, and independent graded school districts, shall not be compelled to use the books

adopted by the State Text Book Commission. It shall be the duty of the secretary of the State Text Book Commission to submit to the board of education of each of the said cities, and all independent graded school districts, a certified list of all books filed for adoption with the State Text Book Commission as soon as practical after such bids have been received by the Text Book Commission, and also a list of such books as have been adopted in said cities, and independent graded school districts, which may be continued for a period of five years. The board of education of said cities, and independent graded school districts shall adopt a series of books for said cities and independent graded school districts for a period of five years. The board of education of said cities and independent graded school districts shall adopt a series of books for said cities and independent graded school districts for a period of five years and contracts with publishers for said books shall be made by and between the publishers and the said board of education. The five year adoption of text books by the boards of education in the various cities of the first, second, third, fourth, fifth and sixth classes, and independent graded school districts, shall be made within sixty days after the adoption has been made by the State Text Book Commission for the state of Kentucky, and such adoption in the various cities and independent graded school districts may be made from the list of books certified by the State Text Book Commission. It being the intention of this act to permit uniformity in the state of Kentucky, and in said cities and independent graded school districts wherever possible. All provisions of this section and the bond required to be given by said publishers, shall be applicable to the sale of text books in such cities and independent graded school districts. Any city of the first, second, third, fourth, fifth and sixth classes, and independent graded school districts, may require bond to be made in favor of the board of education at the time of the making of the contract between said city or independent graded school district and said publisher, or it may relinquish such right, provided the publisher with

whom a contract is made has previously filed a bond with the state of Kentucky, guaranteeing the faithful performance of its contract with the state and with said cities and independent graded school districts. In this event, the city, or independent graded school district may rely for relief on the bond to the state of Kentucky, should the contract be violated. All five year contracts with the above named cities, or independent graded school districts, shall be made within the time specified by this law, and all provisions of this section and all the penalties of this law respecting the adoption of books shall operate and be effective in said cities and independent graded school districts "save as in this section eight, provided the provisions of this act shall not apply to the boards of education in cities of the first, second, third, fourth, fifth and sixth classes, and independent graded school districts, but the act of one thousand nine hundred and ten regarding cities of the first, third and fourth classes, and the act of one thousand nine hundred and twelve regarding cities of the second class shall be and remain in force unaffected by this act."

§ 3. Whereas the law requires adoptions of text books and renewals of contracts on and before May 1, 1924, and

Whereas all cities and independent graded school districts should be given an opportunity before May 1, 1924, to make their own adoptions and contracts,

Therefore, an emergency is hereby declared to exist, and this bill shall become a law on its passage and approval by the Governor.

Mr. Jolly offered the following amendment thereto by way of substitute therefor, viz.:

An act to repeal and re-enact subdivisions 7 and 8 of section 4421a of the Kentucky Statutes, Carroll's edition of 1922, relating to the adoption, sale and distribution of school text books in cities of the first, second, third and fourth classes, and in independent graded school districts, in which cities of the fifth and sixth class are located.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That subsection 1 of section 4421a, Kentucky Statutes, Carroll's edition of 1922, be and the same is hereby repealed and re-enacted so as to read as follows:

It shall be the duty of the said commission in the years in which existing contracts expire, by a majority vote of the entire commission, to adopt from the authorized state list of books submitted, as hereinafter provided a uniform series or system of text books for use in the common schools and the high schools of the state, except in cities of the first, second, third and fourth classes, and in independent graded school districts in which are located cities of the fifth and sixth class, and to arrange for the distribution and sale of such books to dealers at the net contract price. The commission may from time to time make any regulations not contrary to the provisions of this act to secure the prompt and faithful performance of all contracts and the prompt distribution of the books herein provided for.

§ 2. That subsection 8 of section 4421a of the Kentucky Statutes, Carroll's edition of 1922 be and it is hereby repealed and re-enacted so as to read as follows:

The cities of the state of Kentucky of the first, second, third and fourth classes and independent graded school districts in which are located cities of the fifth and sixth class, shall not be compelled to use the books adopted by the State Text Book Commission. It shall be the duty of the secretary of the State Text Book Commission to submit to the board of education of each of the said cities, and the board of trustees of all independent graded school districts in which are located cities of the fifth and sixth class, a certified list of all books filed for adoption with the State Text Book Commission as soon as practical after such bids have been received by the Text Book Commission, and also a list of such books as have been adopted in said cities and in independent graded school districts, in which are located cities of the fifth and sixth class,

which may be continued for a period of five years. The board of education of cities of the first, second, third and fourth classes and the board of trustees of independent graded school districts in which are located cities of the fifth and sixth class shall adopt a series of books for said cities and independent school districts in which are located cities of the fifth and sixth class for a period of five years. The board of education of said cities and the board of trustees of the independent graded school districts in which are located cities of the fifth and sixth class shall adopt a series of books for said cities and independent graded school districts in which are located cities of the fifth and sixth class for a period of five years and contracts with publishers for said books shall be made by and between the publishers and the board of education and the board of trustees as aforesaid. The five year adoption for text books by the board of education in the various cities of the first, second, third and fourth classes and the board of trustees of the independent graded school districts in which are located cities of the fifth and sixth class, shall be made within sixty days after the adoption has been made by the State Text Book Commission for the state of Kentucky, and such adoption in the various cities and independent graded school districts in which are located cities of the fifth and sixth class may be made from the list of books certified by the State Text Book Commission. It being the intention of this act to permit uniformity with the state of Kentucky, and in said cities and independent graded school districts in which are located cities of the fifth and sixth class wherever possible. All provisions of this section and the bond required to be given by said publishers, shall be applicable to the sale of text books in such cities and independent graded school districts in which are located cities of the fifth and sixth class. Any city of the first, second, third and fourth classes and independent graded school districts in which cities of the fifth and sixth class are located, may require bond to be made in favor of the board of education or the board of trustees at the time of the making of the

contract between said city, or independent graded school districts in which said cities of the fifth and sixth class are located, and said publisher, or it may relinquish such right, provided the publisher with whom a contract is made, has previously filed a bond with the state of Kentucky, guaranteeing the faithful performance of its contract with the state and with said cities and independent graded school districts, in which cities of the fifth and sixth class are located. In this event, the city or independent graded school district in which cities of the fifth and sixth class may be located may rely for relief on the bond to the state of Kentucky, should the contract be violated. All five year contracts with the above named cities or independent graded school districts in which cities of the fifth and sixth classes are located shall be made within the time specified by this law, and all provisions of this section and all the penalties of this law respecting the adoption of books shall operate and be effective in said cities and independent graded school districts in which cities of the fifth and sixth classes are located, "save as in this section eight, provided the provisions of this act shall not apply to the boards of education in the cities of the first, second, third and fourth classes and the board of trustees of independent graded school districts, in which are located cities of the fifth and sixth class, but the act of one thousand nine hundred and ten regarding cities of the first, third and fourth classes, and the act of one thousand nine hundred and twelve regarding cities of the second class shall be and remain in force unaffected by this act.

§ 3. Whereas the law requires adoptions of text books and renewals of contracts on and before May 1, 1924, and,

§ 3. Whereas the law requires adoptions of text books tricts should be given an opportunity before May 1, 1924, to make their own adoptions and contracts.

Therefore an emergency is hereby declared to exist, and this bill shall become a law on its passage and approval by the Governor.

Mr. Martin offered the following amendment to said substitute, viz.:

Amend H. B. 334 as substituted, section 1, line 9, by striking therefrom the words "fifth" and "sixth" classes.

Said amendment was disagreed to.

Said substitute was then adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery
T. H. Baker
L. D. Bax
W. B. Belknap
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
Hector Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
Leon P. Lewis
J. T. Linton
W. J. McMurry
R. D. McMurtry
J. L. Manning
E. B. Miller
Harry Miller
Wm. J. Moore
E. D. Morris
J. E. Robbins
C. W. Ryans
Arthur Saunders
Lee L. Simons
W. M. Simpson
Geo. W. Smith

A. W. Stamper	W. S. Tinsley	C. Westerfield
F. L. Strange	M. E. Vaughan	F. E. Wilson
H. Q. Thompson	W. S. Wallen	

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Those who voted in the negative were—

W. L. Agee	I. T. Layman	F. V. Nunnelly
J. H. Baughman	Oscar Leibson	E. E. Palmore
Homer Beliles	Leroy Lewis	G. L. Perryman
C. W. Bennett	Martin Light	G. W. Shadoan
B. F. Day	J. Will McFarlin	N. I. Toombs
J. R. Dorman	J. W. Martin	J. Wood Vance
J. E. Hadden	G. W. Morgan	W. D. Watkins
J. Roy Johnson	J. L. Morgan	
John H. Lawson	Chas. A. Nelson	

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Resolved, that the title thereof be as amended.

Mr. Dorman moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

By unanimous consent Mr. Bax introduced the following bills, viz.:

H. B. 594. An act repealing section 1465 of the Kentucky Statutes, Carroll's edition, 1915, relating to elections, "ballots, stubs and other utensils to be furnished by clerk."

H. B. 595. An act repealing section 1470 of the Kentucky Statutes, Carroll's edition, 1915, relating to elections, "persons not voting to keep from polls—oath of challenger."

H. B. 596. An act repealing section 1481 of the Kentucky Statutes, Carroll's edition, 1915, relating to elections, "representative of each party may be present at counting of votes."

H. B. 597. An act repealing section 1596a, subsection 4 of the Kentucky Statutes, Carroll's edition, 1915, relating to elections, "oath of election officer—when voters may elect."

H. B. 598. An act repealing section 1471 of the Kentucky Statutes, Carroll's edition, 1915, relating to elections, "manner of voting—duties of officers—voting for person not on ballot."

H. B. 599. An act repealing 1596a, subsection 5, Kentucky Statutes, Carroll's edition, 1915, relating to elections, "county board to canvass returns, when and where to meet, certificates of election, poll book and ballots."

At the instance of the Committee on Rules, said bills were severally read at length the first time, ordered to be printed and placed on the Calendar.

Mr. Dorman moved that the House do now recess unttl one-thirty o'clock p. m.

Said motion was agreed to.

And then the House recessed.

AFTERNOON SESSION.

The hour of one-thirty o'clock p. m. having arrived, the Speaker resumed the Chair and called the House to order.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 17. An act to amend and re-enact sections 4143 and 4148 of the Kentucky Statutes, John D. Carroll's edition,

1915, relating to revenue and taxation, and changing the time for the collection of taxes.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 4143 of the Kentucky Statutes, John D. Carroll's edition, 1915, be and the same is hereby amended so as to read as follows, to wit:

"Sec. 4142. (15) Payment of Taxes and Reports by Sheriff—Penalty.—The sheriff or collector of state revenues in each county of this Commonwealth shall, on the first day of May, June, August, September, October, November, December and January, and February, under oath, report to the Auditor of Public Accounts the amount of all taxes he has collected and pay the same immediately, and shall account for and pay all taxes which he has colected for the state into the state treasury by December 1st in each year, and upon his failure to do so he and his sureties shall be liable therefor, and shall be proceeded against at the first term thereafter of the Franklin Circuit Court. Any sheriff or collector who shall fail to report as herein required shall be liable to indictment in the Franklin Circuit Court and fined not less than one hundred dollars nor more than five hundred dollars for each offense, and it shall be the duty of the Auditor of Public Accounts to report to the grand jury of Franklin county at the next term of said court after such failure to report. The sheriff or collector shall be required by the Auditor of Public Accounts to pay a penalty of six per centum on all taxes collected and unpaid by him on the 31st day of January in each year. The Auditor of Public Accounts, with his settlement with the sheriff or collector, shall charge him with the penalties accruing under the provisions of this act."

§ 2. That section 4148 of the Kentucky Statutes, John D. Carroll's edition, 1915, be and the same is hereby amended so as to read as follows, to wit:

"Section 4148. (20) Taxes When Due—Interest and Penalty.—All state, county and district taxes, except as otherwise specially provided, shall be due and payable on and after the first day of March after the assessment, and all taxes which are not paid on the thirty-first day of December after the same are due, shall be deemed delinquent, and such taxes shall bear interest at the rate of six per cent per annum from the thirty-first day of December after they are due until paid, and any person or persons failing to pay their taxes by the thirty--first day of December in the year following the assessment for such taxes, shall pay a penalty of six per centum additional on the taxes due and unpaid. The sheriff or collector whose duty it is to receive or collect the taxes shall collect the interest and penalty and account for the same in the same way which they are required to collect and account for the taxes."

§ 3. All laws or parts of laws in conflict with the provisions of this act are hereby repealed.

Mr. Linton offered the following amendment to said bill, viz.:

That Senate Bill 17 be amended by adding thereto section 2-a as follows, to wit:

That the provisions of this act shall be effective and in full force, until January 1, 1926.

Said amendment was adopted.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed as amended.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery
T. H. Baker
J. H. Baughman
W. B. Belknap
C. W. Bennett
J. E. Bickett
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Lee Clark
Sam Cole
F. W. Collings
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
J. L. Richardson
J. E. Robbins
C. W. Ryans
G. W. Shadoan
Lee L. Simons
Geo. W. Smith
F. L. Strange
D. D. Thornberry
W. S. Tinsley
J. Wood Vance
C. D. Vincent
W. S. Wallen
W. D. Watkins
F. E. Wilson

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Those who voted in the negative were—

Leon P. Lewis J. W. Martin

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Resolved, that the title thereof be as aforesaid.

Mr. Dorman moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 292. An act to amend and re-enact section 9 of chapter 92 (Acts of 1920) being section 938b-9, Carroll's Kentucky Statutes, 1922 edition, relating to the reception, parole and discharge of children in connection with the operation and maintenance of an institution for the care of neglected, dependent, delinquent and other children, in counties having therein a city of the first class, so that under such section as amended the board provided for in such act shall have the authority to parole a child in his or her own home or in a free or boarding home, and so that such board can pay for the maintenance and support of such child.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 9 of chapter 92 (Acts of 1920) being section 938-b-9, Carroll's Kentucky Statutes, 1922 edition, relating to the reception, parole and discharge of children in connection with the operation and maintenance of an institution for the care of neglected, dependent, delinquent and other children in counties having therein a city of the first class, be amended by inserting the words, "in his or her own home or in a free or boarding home," in said last sentence of said section immediately following the word "parole," and by adding at the conclusion of said section the words, "and such board shall have the right and authority to pay the person or persons in whose care any such child may be paroled, such a sum as it deems sufficient in its discretion

for the proper maintenance and support of such child," so that said section 938-b-9 as amended shall read as follows:

Section 938-b-9. Children Who May Be Received into the Home—Discharged—Parole.—The said board is hereby authorized and empowered to receive into and to maintain, in said home, agreeably to the provisions of law governing the creation, management and maintenance of said home, such children (males under seventeen, and females under eighteen years of age), residents of the county wherein such home is maintained, as in the board's discretion should be received and maintained therein, to wit: (1) dependent, neglected and delinquent children, as now defined by law, who by the county court, or by the juvenile branch or session thereof, or who, by any other court or officer having like jurisdiction, may be duly committed to said home; and (2) such other dependent, neglected, delinquent, orphan or other children of such county as the board may, in the absence of any judicial or official commitment find it convenient, or for the best interest of such children, to receive into said home, and same may be maintained therein until twenty-one years old, unless sooner discharged. All children received into said home by commitment of any court or officer of competent jurisdiction as herein provided, shall be kept, maintained, trained and educated therein for such periods for which they may be respectively committed. Provided, however, that such board shall have the right and authority to release or discharge from said home any child maintained therein, at any time it deems such discharge to be for the best interest of said home, or of the children therein, or for the best interest of any child so discharged, and such release or discharge may be absolute, or conditional, or temporary, or on parole in his or her own home, or in a free or boarding home, as the board in its discretion may determine to be proper, and such board shall have the right and authority to pay the person or persons in whose care any such child may be paroled, such a sum as it deems sufficient in its discretion for the proper maintenance and support of such child.

§ 2. That this act shall take effect and be in force from and after its passage.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery
T. H. Baker
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Lee Clark
Sam Cole
F. W. Collings
J. L. Cushing
B. F. Day
J. R. Dorman
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
H. M. Fultz
T. H. Golden
J. E. Hadden
W. R. Haselwood
R. O. Huntsman
L. J. Jeter
J. Roy Johnson
Hector Johnson
A. J. Jolly
D. C. Jones
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
J. L. Richardson
J. E. Robbins
C. W. Ryans
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
F. L. Strange
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Dorman moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 116. An act providing for the creation of water districts, the appointment of city commissioners and specifying their powers and duties.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Upon petition of twenty-five freeholders, residents of the proposed district, the county judge may establish a water district.

§ 2. The said petition shall describe the territory intended to be included and shall set out the reasons for the necessity of the organization of such district. Upon the filing of said petition, the judge of the county court shall cause to be published in a newspaper of general circulation in the county, a notice that said petition has been filed. Within thirty days after the publication, any resident of the proposed district may file his objection. The court shall then set the case for hearing within ten days. If the court shall be of the opinion that the establishment of such district is reasonably necessary for the health, convenience and comfort of the residents thereof, it shall thereupon make an order establishing said district, and designating the same by a name or number. The court may in this order strike off any part of the territory which testimony shows will not be benefited by the

creation of such district. If the court be not satisfied that said district shall be created, it shall dismiss the petition. Either party may thereupon prosecute an appeal to the circuit court for retrial and from the circuit court to the Court of Appeals in the manner now provided by law.

§ 3. After the county judge shall have made an order creating said water district, he shall appoint three commissioners, residents of the district, to be known as water district commissioners. One of said commissioners shall be appointed for the term of two years, one for a term of three years and one for a term of four years. Upon the expiration of the terms of office of each of these commissioners, the county judge shall appoint a commissioner to succeed him to serve for the term of four years.

§ 4. After the establishment of the water district, its territorial limits may be enlarged or diminished in the following way: The water commissioners shall file a petition with the county judge describing the territory sought to be annexed or stricken off and setting out the reasons for the same. Notice of said petition shall be published in a newspaper of general circulation in the county, and within thirty days after the publication of such notice, any resident of the water district or other territory proposed to be annexed or stricken off, may file his objections. The county judge shall thereupon set the matter for hearing, and if he be of the opinion that the annexation of such territory is reasonably necessary, he shall make an order annexing said district. Otherwise he shall dismiss the petition. If the county judge be of the opinion that the striking off of such territory is proper, he shall make such an order, otherwise he shall dismiss the petition. Either party may thereupon prosecute an appeal to the circuit court, where the matter shall be reheard and from the circuit court to the Court of Appeals in the manner now provided by law.

§ 5. The water district commissioners shall immediately organize by electing a chairman, secretary and treasurer. They shall have power to acquire, construct, maintain and

operate a water system for their district and to make contracts with municipalities and other persons and corporations, for and in behalf of the said water district, to prosecute and defend suits against the same, and hire necessary employes and to do all the things usual and necessary in the premises. Said commissioners shall have the power to fix a tax rate not exceeding fifty (50c) cents on the one hundred ($100.00) dollars, on property as assessed for county purposes and to issue bonds. When the commissioners shall have fixed the tax rate, they shall certify the same to the fiscal court who shall cause the same to be placed upon the tax duplicate and levied against the property in said water district, and said taxes shall be paid to the sheriff as other taxes are paid. The sheriff shall pay said taxes to the treasurer of the water district, and for collecting same shall receive a commission of — per cent. All funds so collected shall be kept by the treasurer of the water district.

§ 6. The commissioners shall have the right to borrow money, to issue and sell bonds for the construction, acquisition, maintenance or operation of any water works, including pipes and appurtenances for said district. When the commissioners have determined the necessity for the issuance and sale of said bonds, they shall certify the same to the county judge, who shall thereupon make an order causing the question to be placed upon the ballot at the next regular election. Said question shall be as follows: "Shall the..... water district issue bonds in the amount of $..... for (naming the purpose)." If a majority of voters in said water district vote favorably the commissioners shall cause said bonds to be issued and sold to the highest and best bidder. The commissioners shall thereupon create a sinking fund to pay said bonds and interest thereon, and said bonds and interest shall be a lien against the taxable property of the district.

§ 7. The commissioners shall have the power to establish water rates and to make reasonable rules and regulations for the disposition and consumption thereof and do all things

necessary and incident to the operation and maintenance of a water system. For their services, they shall receive an annual compensation, to be fixed by the county judge, solving it, but there shall be no dissolution order until the obligations of user of the district.

§ 8. On petition of not less than twenty-five per cent of the voters of said water district, the county judge shall at the next regular election, cause to be placed upon the ballot the question of the dissolution of said district, and if three-fourths of the voters of said district shall vote in favor of dissolution, the county judge shall make an order dissolving it, but there shall be no dissolution order until the obligations of said district have been satisfied.

§ 9. If any section, or part of section, of this act shall be declared unconstitutional, it shall not affect the validity of any other part of this act.

§ 10. Inasmuch as territory outside of cities is in many parts of the Commonwealth thickly populated, and the establishment of a water system is necessary to the health, safety and convenience of the people residing in said territories, this act shall take effect and be enforced from and after its passage and approval by the governor.

Mr. Cushing offered the following amendments to said bill, viz.:

Amend H. B. 116 by striking out of section 6, line 9, of the printed bill, the word "majority" and inserting in lieu thereof the words "two-thirds."

Amend H. B. 116, line 10, section 6, by inserting after the word "district" and before the word "vote" the following: "voting at an election to be held for that purpose," so that said line when amended shall read, "voters in said water district, voting at an election to be held for that purpose, vote favorably, etc."

Amend H. B. 116 by inserting in blank space in line 15 of section 5 of the printed bill the word "three."

Amend H. B. 116 by striking from section 7, lines 4, 5, 6 and 7, "for their services, they shall receive an annual compensation, to be fixed by the county judge, not to exceed twelve hundred ($1,200.00) dollars, to be paid by the treasurer."

Amend H. B. 116 by striking from section 10, line 5, the word "government" and insert in lieu thereof the word "governor."

Amend section 5 after word "bonds," in line 10 of the printed bill before the word "when," by inserting the following words:

It shall be the duty annually of said commissioners, in making out the tax roll, to determine the rate to be fixed not exceeding fifty cents on $100 as assessed for county purposes, and to fix the amount to be paid by each taxpayer within the district. After such tax roll has been made out, and one file in the office of the commissioner, it shall be the duty of said commissioners to advertise in some newspaper for two issues, published within the county, in general terms, that the tax roll has been made out by them and on file in their office subject to inspection by all taxpayers, and subject to objection or exception by each taxpayer if there be any errors therein. Within fifteen days after the first publication in said newspaper of such notice, any taxpayer may file in writing his objections or exceptions to the amount of tax assessed against his property, and the commissioners shall afford him a fair and impartial trial, and shall confirm the assessment or make such changes or corrections as the taxpayer may be entitled.

After such trial or trials, the commissioners shall make a final order in writing confirming the tax roll as a whole.

If any taxpayer shall feel himself agrieved at the final order of the commissioners, he shall have a right to appeal from such order to the county judge, who shall review the order of the commissioners, and either affirm or reverse their order as he may think is just and proper, and the judgment of the county judge shall be final.

Said amendments were each and severally adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery
W. L. Agee
T. H. Baker
J. H. Baughman
L. D. Bax
Homer Beliles
W. B. Belknap
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Lee Clark
Sam Cole
F. W. Collings
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
R. O. Huntsman
J. Roy Johnson
Hector Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan

J. L. Morgan	C. W. Ryans	W. S. Tinsley
E. D. Morris	G. W. Shadoan	N. I. Toombs
Chas. A. Nelson	Lee L. Simons	J. Wood Vance
F. V. Nunnelly	W. M. Simpson	M. E. Vaughan
E. E. Palmore	Geo. W. Smith	E. C. Walker
J. J. Patterson	A. W. Stamper	W. D. Watkins
G. L. Perryman	F. L. Strange	C. Westerfield
J. E. Robbins	D. D. Thornberry	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Dorman moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 397. An act creating the Thirty-seventh Judicial District of Kentucky, fixing the time of holding courts thereof, providing for the appointment and election of circuit judges, and providing for a Commonwealth's attorney therein; changing the Seventh and Eighth Judicial Districts of Kentucky so as to provide for said Thirty-seventh District; providing for the appointment and election of a Commonwealth's attorney in said Eighth Judicial District, and fixing the time for holding the courts in said Seventh, Eighth and Thirty-seventh Judicial Districts.

Together with a committee amendment thereto by way of substitute therefor.

Mr. Huntsman moved that the substitute for said bill be ordered printed and that said bill retain its place in the Orders of the Day.

Said motion was agreed to.

The yeas and nays being required thereon by Messrs. Strange and Martin were as follows, viz.:

Those who voted in the affirmative were:

W. L. Agee	T. H. Golden	G. W. Morgan
T. H. Baker	J. W. Howard	J. L. Morgan
J. H. Baughman	R. O. Huntsman	Wm. J. Moore
Homer Beliles	J. Roy Johnson	E. E. Palmore
Wm. H. Bornhorst	Hector Johnson	G. L. Perryman
J. F. Bosworth	A. J. Jolly	J. L. Richardson
W. J. Brandenburg	D. C. Jones	C. W. Ryans
J. G. Campbell	H. J. Kegley	G. W. Shadoan
R. J. Cain	John H. Lawson	W. M. Simpson
Sherman Chasteen	I. T. Layman	N. I. Toombs
F. W. Collings	Oscar Leibson	C. D. Vincent
J. L. Cushing	Leroy Lewis	C. Westerfield
B. F. Day	W. J. McMurry	F. E. Wilson
G. L. Drury	J. L. Manning	
H. M. Fultz	Harry Miller	

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Those who voted in the negative were—

W. B. Ardery	O. C. Gartin	Chas. A. Nelson
L. D. Bax	J. E. Hadden	F. V. Nunnelly
C. W. Bennett	W. R. Haselwood	J. J. Patterson
J. E. Bickett	H. C. Hawkins	J. E. Robbins
S. A. Blackburn	L. J. Jeter	Lee L. Simons
W. M. Boling	T. H. King	Geo. W. Smith
Allen B. Cammack	T. J. Knight	A. W. Stamper
Lee Clark	Leon P. Lewis	F. L. Strange
L. F. Coomes	Martin Light	D. D. Thornberry
J. R. Dorman	J. T. Linton	W. S. Wallen
E. J. Doss	J. Will McFarlin	E. C. Walker
Wm. M. Duncan	J. W. Martin	W. D. Watkins
D. E. Edwards	E. B. Miller	
J. O. Evans	E. D. Morris	

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At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 439. An act to repeal section 1 of chapter 12, Acts 1910, and to provide for appointment of a reporter of Court of Appeals and Clerk to Reporter and to fix their compensation.

Together with a committee amendment thereto.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That the Court of Appeals—the majority of the members concurring—shall in June, 1924, and every four years thereafter, appoint a Reporter, who shall hold his office for a term of four years, subject to be removed at any time by the court. The Reporter may upon direction of the court, appoint a clerk to assist him in his work. The Court of Appeals shall fix the salary of the Reporter at not less than twenty-four hundred dollars a year, nor more than thirty-six hundred dollars a year, in its discretion, said salary payable monthly out of the state treasury, and the clerk shall receive one hundred and twenty-five dollars a month, payable monthly out of the state treasury. Section one of chapter twelve, Acts 1910 is hereby repealed.

Said amendment is as follows, viz.:

Amend H. B. 439 by striking out after the word "reporter," in line 7, all the remainder of line 7 and all of line 8 and substitute in lieu thereof the following: "at three thousand dollars per year."

Said amendment as offered by the committee was then adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. R. Dorman	G. W. Morgan
W. B. Ardery	G. L. Drury	J. L. Morgan
T. H. Baker	H. C. Duffy	Wm. J. Moore
L. D. Bax	Wm. M. Duncan	E. E. Palmore
W. B. Belknap	D. E. Edwards	J. J. Patterson
Homer Beliles	O. C. Gartin	J. L. Richardson
C. W. Bennett	A. J. Jolly	C. W. Ryans
J. E. Bickett	D. C. Jones	G. W. Shadoan
S. A. Blackburn	H. J. Kegley	Lee L. Simons
W. M. Boling	T. J. Knight	D. D. Thornberry
Wm. H. Bornhorst	Oscar Leibson	J. Wood Vance
J. F. Bosworth	Leon P. Lewis	C. D. Vincent
Allen B. Cammack	J. T. Linton	W. S. Wallen
J. G. Campbell	W. J. McMurry	E. C. Walker
R. J. Cain	J. L. Manning	W. D. Watkins
F. W. Collings	E. B. Miller	C. Westerfield
L. F. Coomes	Harry Miller	F. E. Wilson
J. L. Cushing		

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Those who voted in the negative were—

J. H. Baughman	E. J. Doss	T. H. Golden
Lee Clark	J. O. Evans	J. E. Hadden
B. F. Day	H. M. Fultz	W. R. Haselwood

H. C. Hawkins	J. Will McFarlin	A. W. Stamper
L. J. Jeter	J. W. Martin	W. S. Tinsley
T. H. King	Chas. A. Nelson	N. I. Toombs
John H. Lawson	F. V. Nunnelly	M. E. Vaughan
I. T. Layman	W. M. Simpson	
Martin Light	Geo. W. Smith	

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Resolved, that the title thereof be as aforesaid.

Mr. Dorman moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 447. An act creating two normal schools for the training of elementary teachers for the rural schools and providing an annual appropriation of thirty thousand ($30,000) dollars each for the maintenance of same.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That two normal schools for the training of elementary teachers for the rural schools be created. One to be located and established in Western Kentucky, east of the Tennessee river, and one to be established in Eastern Kentucky, in the Big Sandy Valley.

§ 2. That a commission is hereby created to be known as the Normal School Commission, composed of five members over the age of twenty-one years and citizens of this Commonwealth, to be appointed as follows: Three to be appointed by the Speaker of the House of Representatives, and two

by the President of the Senate, whose duties will be to locate and establish these two schools as hereinafter provided.

§ 3. That said commission shall be empowered to receive gifts of real estate suitable for school purposes, or cash, or both real estate and cash in the amount of one hundred thousand ($100,000.00) dollars from any town in which said schools are located. Provided, however, that said commission shall not locate and establish either of these schools in any town which does not comply with the requirement as provided in this section.

§ 4. That there is hereby appropriated the sum of thirty thousand ($30,000.00) dollars annually, out of any money not already appropriated for the maintenance of each of said schools after they have been located and established. Provided that this thirty thousand ($30,000.00) dollars shall not be available until the towns in which said schools are located have complied with the requirement as provided in section three.

§ 5. When said normal schools are located and established, the said normal school commission shall report the same immediately to the State Superintendent of Public Instruction and the State Superintendent shall notify the Governor that said schools are located and established, and thereupon the Governor shall appoint a board of regents for each of said schools, to be composed of five members, including the Superintendent of Public Instruction, who shall be a member and chairman of each of said boards. Said regents shall hold their office for a term of four years and until their successors are duly appointed and qualified, except that the term of the first board of regents shall expire with the term of the present State Superintendent of Public Instruction.

§ 6. The board of regents as herein provided shall have the same powers and duties as is conferred upon the board of regents which now control the normal school at Bowling Green, Kentucky, and the normal school at Richmond, Kentucky, as set out in section 4535a-3, 4535a-7, 4535a-8, 4535a-9, 4535a-10 of the Kentucky Statutes, Carroll's edition, 1922.

Mr. Wallace offered the following amendment to said bill, viz.:

Amend by inserting the word "white" before the word "elementary" in line 1 of section 1 of the printed bill on page 1.

Said amendment was agreed to.

Mr. Drury offered the following amendment to said bill, viz.:

Amend by adding the following to and at the end of section 3: Provided further, the normal school hereby created for Western Kentucky shall be located in Morganfield, Kentucky, in the event that the citizens of said town comply with the requirements of this act in thirty days after this act becomes a law.

Mr. Belknap moved that said amendment lie on the table.

Said amendment was agreed to.

And so said bill was rejected.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 516. An act to define and standardize ice cream and prevent its adulteration and misbranding.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That for the purpose of this act ice cream is hereby defined and standardized:

First. Ice cream is a frozen food product, varied as to kind and proportion of ingredients, within the limits established by custom and usage.

Second. Ice cream consists chiefly of a sweetened and flavored mixture of cream, or cream and milk, or milk with or without added milk fat in the form of sound, sweet butter; or as contained in condensed, evaporated or concentrated milk or in milk powder, and with or without added milk solids not fat in the form of skim milk powder or as contained in milk powder or in condensed, evaporated or concentrated skim milk; or a sweetened and flavored homogenized or emulified mixture of sound sweet butter, milk powder or skim milk powder and water, with the addition of gelatin, vegetable gum, or other wholesome stabilizer.

Third. Standard ice cream shall contain not less than ten (10) per cent milk fat and the content of milk fat and solids not fat combined shall be not less than eighteen (18) per cent, except that when the ingredients of standard ice cream include eggs, fruit or fruit juice, cake, confection, cocoa or chocolate, or nuts, such reduction of the percentage of milk fat and milk solids not fat as may be due to the addition of such ingredients shall be allowed.

Fourth. When ice cream is sold or offered for sale without designation of its kind, quality or grade on a label, brand or tag attached to the package or container, or in case of removal from the original package or container, by a notice conspicuously posted in or at the place where such ice cream is sold or offered for sale, it shall be deemed that such ice cream is sold or offered for sale as standard ice cream.

§ 2. That for the purpose of this act ice cream shall be deemed to be adulterated:

First. If in quality or grade it is lower than the professed standard of quality or grade under which it is sold or offered for sale.

Second. If it contains any added poisonous or other

added deleterious ingredients which may render such ice cream injurious to health.

Third. If it contains any rancid or renovated or process butter, or any fat or oil other than milk fat and the fat or oil of contained eggs and nuts and the fat or oil of substances used for flavoring purposes only.

Fourth. If it consists in whole or in part of any filthy or decomposed substance which may render such ice cream injurious to health, or is otherwise so contaminated that such ice cream is injurious to health.

§ 3. That for the purpose of this act ice cream shall be deemed to be misbranded:

First. If the label, brand, tag or notice under which it is sold or offered for sale is false or misleading in any particular as to the kind, grade or quality, or composition of such ice cream, or if any notice to the purchaser required by this act to be given is omitted.

Second. If it is sold or offered for sale as the product of one manufacturer when in reality it is the product of another manufacturer, or if on the label, brand, tag or notice under which it is sold or offered for sale there is any false statement concerning the sanitary conditions under which such ice cream is manufactured.

§ 4. It shall be unlawful for any person, persons, firm or corporation within this state to manufacture for sale, produce for sale, expose for sale, have in his or their possession for sale, or to sell any ice cream that is adulterated or misbranded within the meaning of this act, and any person, persons, firm or corporation violating the provisions of this act or any of them shall be fined not less than ten dollars nor more than one hundred dollars, or be imprisoned not to exceed fifty days, or both so fined and imprisoned, for each offense; provided, that no ice cream shall be deemed misbranded or adulterated within the provisions of this act when it is intended for shipment to or sale in any other state or country, when the ice cream is not so adulterated or misbranded as to be in conflict with the laws of the United States,

but if ice cream, although it may be manufactured or produced with the intention of shipment to or sale in some other state or country, be, in fact, sold or offered for sale in this state, then this proviso shall not afford any immunity.

§ 5. The State Board of Health and its agents, and local boards of health are given all the rights and powers to enforce the provisions of this act and to prevent any violation of any of the provisions thereof that are conferred on the State Board of Health and its agents and local board of health by section 2060 and subsections 1 to 18 thereof, in the 1918 edition of the Kentucky Statutes, in respect to food and drugs.

This act shall take effect according to the provisions of the Constitution.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. F. Bosworth	Wm. M. Duncan
T. H. Baker	Allen B. Cammack	D. E. Edwards
J. H. Baughman	R. J. Cain	J. O. Evans
L. D. Bax	Lee Clark	H. M. Fultz
W. B. Belknap	Sam Cole	T. H. Golden
Homer Beliles	F. W. Collings	J. E. Hadden
C. W. Bennett	L. F. Coomes	W. R. Haselwood
J. E. Bickett	J. L. Cushing	H. C. Hawkins
S. A. Blackburn	B. F. Day	Hector Johnson
W. M. Boling	J. R. Dorman	A. J. Jolly
Wm. H. Bornhorst	G. L. Drury	D. C. Jones

H. J. Kegley	Wm. J. Moore	W. M. Simpson
T. H. King	E. D. Morris	Geo. W. Smith
I. T. Layman	Chas. A. Nelson	A. W. Stamper
Leon P. Lewis	F. V. Nunnelly	D. D. Thornberry
Martin Light	E. E. Palmore	W. S. Tinsley
J. Will McFarlin	J. J. Patterson	J. Wood Vance
W. J. McMurry	G. L. Perryman	C. D. Vincent
R. D. McMurtry	J. L. Richardson	W. S. Wallen
J. W. Martin	J. E. Robbins	W. D. Watkins
E. B. Miller	C. W. Ryans	C. Westerfield
Harry Miller	G. W. Shadoan	
G. W. Morgan	Lee L. Simons	

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Those who voted in the negative were—

Sherman Chasteen	J. Roy Johnson	N. I. Toombs
H. C. Duffy	J. L. Morgan	

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Resolved, that the title thereof be as aforesaid.

Mr. Dorman moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 255. An act requiring street railways in cities of the first class, operating in this Commonwealth, to employ a crew of not less than one motorman and one conductor on each car operated therein.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. No person, corporation, trustee, receiver or other

court officer shall run or operate, or cause to be run or operated, on the tracks of any street railway within the corporate limits of any city of the first class within this Commonwealth, any street car carrying passengers or designed for the purpose of carrying passengers, without a crew of not less than one motorman and one conductor; provided that nothing in this section shall prevent the operation of trailer cars manned by one conductor, attached to, and drawn by, a street car having a full crew, as provided by this act.

§ 2. Each separate violation of the provisions of this act shall be a misdemeanor punishable by a fine of not less than $100.00 nor more than $500.00. Each street car operated or run in violation of the provisions of this act shall be deemed a separate offense.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and rejected.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

L. D. Bax	E. J. Doss	Harry Miller
C. W. Bennett	Wm. M. Duncan	J. L. Morgan
S. A. Blackburn	T. H. Golden	Lee L. Simons
W. M. Boling	J. W. Howard	W. M. Simpson
Wm. H. Bornhorst	A. J. Jolly	Geo. W. Smith
W. J. Brandenburg	H. J. Kegley	H. Q. Thompson
Allen B. Cammack	T. H. King	N. I. Toombs
Lee Clark	I. T. Layman	M. E. Vaughan
Sam Cole	Leroy Lewis	W. S. Wallen
F. W. Collings	J. T. Linton	E. C. Walker
L. F. Coomes	W. J. McMurry	W. D. Watkins
J. R. Dorman	J. W. Martin	C. Westerfield

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Those who voted in the negative were—

W. L. Agee	H. M. Fultz	G. W. Morgan
W. B. Ardery	O. C. Gartin	E. D. Morris
T. H. Baker	J. E. Hadden	F. V. Nunnelly
W. B. Belknap	H. C. Hawkins	E. E. Palmore
Homer Beliles	J. Roy Johnson	J. J. Patterson
J. E. Bickett	D. C. Jones	G. L. Perryman
J. F. Bosworth	T. J. Knight	J. L. Richardson
J. G. Campbell	John H. Lawson	J. E. Robbins
R. J. Cain	Oscar Leibson	G. W. Shadoan
B. F. Day	Leon P. Lewis	W. S. Tinsley
G. L. Drury	Martin Light	J. Wood Vance
H. C. Duffy	J. Will McFarlin	C. D. Vincent
D. E. Edwards	R. D. McMurtry	F. E. Wilson
J. O. Evans	J. L. Manning	

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Mr. Dorman moved that the vote by which said bill was rejected be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 83. An act to repeal an act regulating municipal elections in cities of the first class; regulating the manner of providing and printing ballots therefor, and the methods of voting in municipal elections in cities of the first class, being chapter 137 of the Acts of the General Assembly of 1922.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That an act entitled "An act regulating municipal elections in cities of the first class; regulating the manner of

providing and printing ballots therefor, and the methods of voting in municipal elections in cities of the first class," being chapter 137 of the Acts of the General Assembly of 1922, be and the same is hereby repealed.

§ 2. All acts and parts of acts in conflict herewith are hereby repealed.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	E. J. Doss	J. L. Manning
W. B. Ardery	G. L. Drury	J. W. Martin
T. H. Baker	H. C. Duffy	E. B. Miller
J. H. Baughman	Wm. M. Duncan	Harry Miller
L. D. Bax	D. E. Edwards	G. W. Morgan
Homer Beliles	J. O. Evans	J. L. Morgan
C. W. Bennett	H. M. Fultz	Wm. J. Moore
S. A. Blackburn	T. H. Golden	Chas. A. Nelson
W. M. Boling	H. C. Hawkins	F. V. Nunnelly
J. F. Bosworth	J. W. Howard	E. E. Palmore
W. J. Brandenburg	T. H. King	J. J. Patterson
W. B. Bush	T. J. Knight	G. L. Perryman
Allen B. Cammack	John H. Lawson	V. H. Redwine
J. G. Campbell	I. T. Layman	J. L. Richardson
R. J. Cain	Oscar Leibson	J. E. Robbins
Lee Clark	Leroy Lewis	C. W. Ryans
Sam Cole	Martin Light	G. W. Shadoan
F. W. Collings	J. T. Linton	Lee L. Simons
L. F. Coomes	J. Will McFarlin	W. M. Simpson
B. F. Day	W. J. McMurry	F. L. Strange
J. R. Dorman	R. D. McMurtry	H. Q. Thompson

W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
W. S. Wallen
E. C. Walker
C. Westerfield

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There voted in the negative—

Leon P. Lewis

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Resolved, that the title thereof be as aforesaid.

Mr. Dorman moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 82. An act to assist disabled men and women in obtaining from the federal government the relief authorized by act of Congress, continuing in existence for that purpose the Kentucky Disabled Men's Board, and appropriating funds therefor; providing maintenance of an office and stenographic help to carry on work of said board, and declaring an emergency to exist.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the Kentucky Disabled Ex-Service Men's Board, created by act approved February 27th, 1922, be continued in existence for an additional period of two (2) years from the end of the 1924 session of the General Assembly of the Commonwealth of Kentucky, for the purpose of assist-

ing disabled veterans of the World War, who are residents of Kentucky and who are or may be entitled to aid from the United States government pursuant to federal legislation for the benefit of disabled ex-service men and women in preparing and presenting their said claims to the proper officers, and in securing and expediting action thereon; to relieve and prevent congestion in the examination, forwarding and action on said claims, and to as far as possible, cause every disabled veteran to receive promptly and regularly such relief as he is entitled to.

§ 2. Said Kentucky Disabled Ex-Service Men's Board shall during the time for which its existence is extended by section 1 of this act, be composed of three (3) members, one of whom shall be the Lieutenant Governor of Kentucky, another of whom shall be the State Commander of the American Legion, Department of Kentucky, and the third shall be elected annually by these two members. The members of the board shall serve without salary or compensation, but they shall be paid their actual and necessary traveling expenses while in the discharge of their official duties.

§ 3. The words "ex-service men and women," as used in this act, includes any individual who served on active duty in the army, navy or marine corps of the United States, between the dates of April 6th, 1917, and November 11th, 1918, inclusive, and who has received an honorable discharge from such service.

§ 4. The board shall elect a secretary whose duties shall be to prepare in proper form, claims of disabled ex-service men and women, to follow up claims which have been delayed or neglected; to keep in constant contact with the Unted States Veterans' Bureau, so that the status of any claims may be known at any time; to make a survey of the state to make certain that no disabled man is neglected; to personally visit every congressional district in the state at least once every three (3) months, and to perform such other duties as the board may direct. He shall be paid a salary fixed by the board, which shall not exceed thirty-six hundred dollars

($3,600.00) per annum, and he shall be paid his actual and necessary traveling expenses while engaged in the performance of his duties.

§ 5. For the purpose of carrying out the provisions of this act, there is hereby appropriated out of state funds not otherwise appropriated, to the Kentucky Disabled Ex-Service Men's Board the sum of fifteen thousand dollars ($15,000.00) per year for two (2) years. The board shall keep an accurate and detailed account of all receipts and disbursements and its books shall be subject to examination and audit by the State Inspector and Examiner. Any part of the fund unused at the expiration of the period for which the board is created shall be turned back to the general state fund.

§ 6. The Kentucky Disabled Ex-Service Men's Board shall have the power to expend such reasonable sums as may be necessary to employ clerical and stenographic assistants for the secretary of the board, and to establish and maintain offices. Such offices shall be maintained near or in conjunction with the offices of state headquarters of the American Legion.

§ 7. The Kentucky Disabled Ex-Service Men's Board shall cease to exist on July 1st, 1926.

§ 8. All laws and parts of laws inconsistent herewith are hereby repealed.

§ 9. There being many hundreds of disabled ex-service men whose applications for government aid have not been acted upon due to congestion, lack of knowledge or necessary procedure and other remediable causes, and it being considered that if this board ceases to function the disabled ex-service men will not receive the information, assistance and prompt action on their claims which they should have, an emergency is hereby declared to exist and this act shall take effect from and after its passage and approval as required by law.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	W. R. Haselwood	F. V. Nunnelly
W. B. Ardery	H. C. Hawkins	E. E. Palmore
T. H. Baker	J. W. Howard	J. J. Patterson
L. D. Bax	J. Roy Johnson	G. L. Perryman
W. B. Belknap	A. J. Jolly	V. H. Redwine
Homer Beliles	H. J. Kegley	J. F. Reed
C. W. Bennett	T. H. King	J. L. Richardson
S. A. Blackburn	T. J. Knight	J. E. Robbins
W. M. Boling	I. T. Layman	C. W. Ryans
Wm. H. Bornhorst	Oscar Leibson	G. W. Shadoan
J. F. Bosworth	Leon P. Lewis	Lee L. Simons
W. J. Brandenburg	Leroy Lewis	W. M. Simpson
W. B. Bush	Martin Light	Geo. W. Smith
Allen B. Cammack	J. T. Linton	F. L. Strange
J. G. Campbell	J. Will McFarlin	H. Q. Thompson
Lee Clark	W. J. McMurry	W. S. Tinsley
Sam Cole	R. D. McMurtry	N. I. Toombs
L. F. Coomes	J. L. Manning	J. Wood Vance
B. F. Day	J. W. Martin	M. E. Vaughan
J. R. Dorman	E. B. Miller	C. D. Vincent
E. J. Doss	Harry Miller	W. S. Wallen
Wm. M. Duncan	G. W. Morgan	E. C. Walker
D. E. Edwards	J. L. Morgan	W. D. Watkins
H. M. Fultz	Wm. J. Moore	C. Westerfield
J. E. Hadden	E. D. Morris	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Dorman moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Richardson moved that Master J. G. Campbell, Jr., be made an honorary page for the remainder of the session without pay.

Said motion was agreed to.

Mr. Jones moved that Miss Jane Woodford Miller be made honorary page for the remainder of the session without pay.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Calendar, bills of the following titles, viz.:

H. B. 588. An act relating to roads and highways.

H. B. 590. An act to exempt from Jury service.

H. B. 570. An act to amend section 2992 of the Kentucky Statutes, Carroll's edition, Vol 111, relating to cities of the first class, providing for appeal from the action of the Board of Equalization.

H. B. 584. An act to amend and re-enact section 1 of chapter 96 of the Acts of the General Assembly of 1918, which act is entitled, "An act relating to exemptions of household goods and other personal property to a person with a family, and prescribing the duties of the county clerk in relation thereto, and fixing his compensation."

H. B. 564. An act to amend and re-enact the first paragraph of section 8, chapter 36, Acts of the General Assembly of 1920, relating to county board of education and the levying of taxes for common school purposes.

S. B. 404. An act entitled an act permitting the members of cooperative marketing associations to execute crop mortgages upon their products.

S. B. 354. An act to provide for the construction, reconstruction, maintenance, altering, repairing or changing of sewers in cities of the third class and to provide for the payment for same and creating a lien therefor upon the property benefited and to repeal subsection 8 of section 3290, Kentucky Statutes, relating thereto.

S. B. 322. An act to change the court calendar of Harlan county and to amend section 965, Kentucky Statutes.

S. B. 288. An act to amend and re-enact section 839 of the Kentucky Statutes, Carroll's 1922 edition.

S. B. 274. An act to provide for the establishment, conduct and maintenance of public playgrounds and recreation grounds and centers in and by cities and counties, and authorizing school districts to join in the conduct and operation of such playgrounds and recreation centers.

S. B. 272. An act to repeal, amend and re-enact section 3 of chapter 34 of the Acts of the General Assembly of Kentucky, 1920 session, touching Geological Survey.

S. B. 269. An act making it unlawful to operate a motor vehicle upon any of the public highways of this Commonwealth, while intoxicated; prescribing the duties of sheriffs and other peace officers relative to the enforcement of this act, fixing penalties for persons violating said act and for officers failing to discharge their duties thereunder.

S. B. 255. An act to authorize county officers to turn over to the Kentucky State Historical Society for preservation, old books and documents no longer of use or value to the counties.

S. B. 181. An act to amend sections 1, 4-2, 10, 11, 18, 21, 30, 38, 42 and 83 of an act entitled, "An act to provide an elective system of workmen's compensation for industrial accidents," and known as chapter 33 of the Acts of the General Assembly of the Commonwealth of Kentucky, approved by the Governor on March 23, 1916, and the same act as amended by what is known as chapter 126 of the Acts of the General Assembly for the year 1918, and approved by the Governor on March 29, 1918, and the same act as amended by what is known as chapter 37 of the Acts of the General Assembly of the Commonwealth of Kentucky for the year 1920, and the same act as amended by what is known as chapter 50 of the Acts of the General Assembly of the Commonwealth of Kentucky for the year 1922 and approved by the Governor on March 22, 1922, said sections as amended and to be amended are known as sections 4890, 4884, 4891, 4892, 4902, 4911, 4919, 4923 and 4968 of Carroll's Kentucky Statutes, 6th edition, 1922, and declaring an emergency to exist.

S. B. 152. An act defining size of type to be used in printed portion of a recordable instrument.

S. B. 145. An act empowering burial or cemetery associations to condemn sufficient land for burial and cemetery purposes and extending to such associations the right of eminent domain, and empowering said association to condemn within three miles of any city of the first, second, third or fourth class, land sufficient for the needs of said community.

S. B. 123. An act to repeal and re-enact sections 2, 3 and 7 of an act concerning conveyance, approved March 23, 1910, being sections 502, 503 and 514 of chapter 29 of the Kentucky Statutes, etc.

S. B. 116. An act to amend and re-enact section 3142B-11 Kentucky Statutes, sixth edition, 1922.

S. B. 98. An act to amend section 1746, article 12, chapter 47, Kentucky Statutes, Vol. 1, Carroll's edition, 1915, relating to fees, by adding thereto the language hereinafter set out.

S. B. 74. An act to amend and re-enact sections 17 and 18 of chapter 90 of the 1920 Acts of the General Assembly of the Commonwealth of Kentucky relating to vehicles; regulating their use and operating upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of the license and manner of payment thereof; providing for the registration, licensing of operators of motor vehicles and the amount of such license; providing a method of registration; preventing illegal traffic in motor vehicles; providing penalty for the violation of this act, and repealing any and all conflicting laws.

S. B. 38. An act providing for vacation for county judge.

S. B. 33. An act to amend, revise and re-enact section 4127, Carroll's Kentucky Statutes, 1922 edition.

S. B. 79. An act providing for reading of Bible in public schools.

S. B. 5. An act amending and re-enacting section 1363, Kentucky Statutes, relating to control and improvement of public streets, alleys and side walks, roads, lanes, avenues, highways and thoroughfares in cities of the fourth class.

S. B. 1. An act to repeal and re-enact sections 9 and 12 of chapter 53 of the Acts of the General Assembly of the Commonwealth of Kentucky, 1920, relating to the levy of taxes in cities of the third class for school purposes, fixing the limit of rate of taxation therein at $1.50 on each $100.00

of taxable property in such cities and otherwise re-enacting said sections 9 and 12 of said chapter 53.

H. B. 553. An act relating to omnibus lines or transportation lines by motor vehicles on public highways outside of incorporated cities operated for hire; providing for the registration and licensing of motor vehicles used upon such lines, fixing the amount of license, and, providing penalty for the violation of this act.

H. B. 127. An act to amend, revise and extend sections 39, 40, 43, 44, 86 and 88 of Acts of session 1914, defining public roads and requiring the employment of a county road engineer and prescribing the duties thereof.

H. B. 571. An act to amend and re-enact section 1155, Carroll's Kentucky Statutes, 1915 edition.

S. B. 238. An act authorizing counties of the state of Kentucky containing cities of fifth class to establish county hospitals and issue bonds for purchase of hospital site, construction and maintenance of same, and providing a tax levy for hospital expenses and maintenance and providing for a training school in connection therewith.

S. B. 456. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as project —, from Owensboro to South Carrollton.

S. B. 227. An act establishing as a part of the primary system of state highways a road from Harrodsburg, Mercer county, via Burgin, across Dix river, at Dix Dam, of Buna Vista, in Garrard county, and there intersecting the state primary system road from Nicholasville to Kentucky-Tennessee state line near Hunterville, and designating said road as project 23-a.

S. B. 335. An act establishing and designating the road leading from Clerkston, Grayson county, to Upton Station, of Hardin county, via Millerstown, as a part of the primary system of state highways.

S. B. 226. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as project —, extending from Crab Orchard to Somerset.

S. B. 442. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of 1920, and by adding thereto, as project —, extending from Smithland, county seat of Livingston county, Kentucky, via Salem, Lola, to Carrsville, on the Ohio river, connecting primary system of Kentucky to that of Illinois.

S. B. 438. An act relating to roads and highways and describing and fixing a project to be added to the primary system of roads and highways.

S. B. 439. An act relating to roads and highways and describing and fixing a project to be added to the primary system of roads and highways.

S. B. 382. An act establishing and designating a road from Williamstown to Warsaw, via Dry Ridge, Banks, Folsom and Glencoe, as a part of the primary system of state highways, etc.

S. B. 360. An act establishing a road leading from project 22, at Whitley City, McCreary county, Kentucky, to and intersecting with the Dixie Highway at Corbin, Whitley City, via the falls of the Cumberland river, and to be designated as project 22-C of primary system of state highways.

S. B. 451. An act establishing and making the road leading from Williamstown, via the Bracht Station, Piner, Atwood, Kenton Station, Ripple Creeek, John Hill to Newport, Kentucky, a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project No. —.

S. B. 396. An act to amend section 5, chapter 17, Acts of the General Assembly, 1920, relating to roads and bridges and creation of state roads and highways.

S. B. 416. An act relating to roads and bridges and establishing a new project to be part of the state primary system of roads from Hyden, Leslie county, to connect with the Manchester, Red Bird-Pineville project, at or near Beverly.

S. B. 408. An act concerning roads and highways.

S. B. 377. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky of the 1920 session, approved March 16, 1920, which act relates to roads and bridges and the creation of a Department of State Roads and Highways, etc., by adding to said project No. —, which will run from Eddyville, Lyon county, Kentucky, through Cadiz, Trigg county, Kentucky, to the line between Kentucky and Tennessee, near where the state line crosses the Cumberland river.

S. B. 159. An act to repeal section 201c-3 of Carroll's edition, Kentucky Statutes, relating to issuing free passes to employes of common carriers, who are also at the time a state, county, district or municipal officer, member of the General Assembly or judge.

S. B. 409. An act to add to project No. —, in Harlan county, by including in the state primary system of roads

the route from Harlan to the Virginia state line, near St. Charles, Va., via Evarts and Kenvir.

S. B. 195. An act to repeal and re-enact section 4642, Kentucky Statutes, Carroll's edition, 1922, relating to and fixing the compensation of official stenographic reporters in the courts of this Commonwealth.

S. B. 414. An act to provide for and to authorize the refunding, repayment of inheritance taxes paid by educational or religious institutions, whether resident or non-resident, not operating for gain but as purely public charities.

S. B. 338. An act to establish a road connecting the highway systems of Missouri, across Kentucky, with the highway system of Tennessee, being a road leading from Columbus, Hickman county, Kentucky, on project 7, thence through Moscow and Caycey, Kentucky, to the Kentucky and Tennessee state line at Jordan, Kentucky, to be known as project 7b.

S. Res. 16. A resolution to authorize the Governor to appoint commissioners for the Commonwealth of Kentucky for the purpose of conveying by deed a certain tract of land now owned by the Commonwealth of Kentucky, located in the county of Jefferson, in fee simple for the purpose of enabling the county to construct a road thereon from Jefferson turnpike to the tomb of the late Zachary Taylor, President.

Ordered, that said bills be read the second time.

The Constitutional provision as to the second reading of said bills at length being dispensed with, they were read the second time by their titles.

Ordered, that said bills be placed in the Orders of the Day.

Mr. Dorman moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

WEDNESDAY, MARCH 12, 1924.

The House was opened with prayer by the Reverend I. W. Wilcox, of the Presbyterian church, Southern Assembly, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. B. Ardery	J. R. Dorman	Oscar Leibson
T. H. Baker	E. J. Doss	Leon P. Lewis
J. H. Baughman	G. L. Drury	Martin Light
L. D. Bax	H. C. Duffy	J. T. Linton
W. B. Belknap	Wm. M. Duncan	J. Will McFarlin
Homer Beliles	D. E. Edwards	W. J. McMurry
C. W. Bennett	J. O. Evans	R. D. McMurtry
J. E. Bickett	H. M. Fultz	J. L. Manning
S. A. Blackburn	O. C. Gartin	J. W. Martin
W. M. Boling	T. H. Golden	E. B. Miller
Wm. H. Bornhorst	J. E. Hadden	Harry Miller
J. F. Bosworth	W. R. Haselwood	G. W. Morgan
W. J. Brandenburg	H. C. Hawkins	J. L. Morgan
W. B. Bush	J. W. Howard	Wm. J. Moore
Allen B. Cammack	R. O. Huntsman	E. D. Morris
J. G. Campbell	L. J. Jeter	Chas. A. Nelson
R. J. Cain	J. Roy Johnson	F. V. Nunnelly
Sherman Chasteen	Hector Johnson	E. E. Palmore
Lee Clark	A. J. Jolly	J. J. Patterson
Sam Cole	D. C. Jones	G. L. Perryman
F. W. Collings	H. J. Kegley	H. A. Pulliam
L. F. Coomes	T. H. King	V. H. Redwine
J. L. Cushing	T. J. Knight	J. F. Reed
B. F. Day	I. T. Layman	J. L. Richardson

J. E. Robbins	A. W. Stamper	M. E. Vaughan
Arthur Saunders	F. L. Strange	C. D. Vincent
G. W. Shadoan	D. D. Thornberry	W. S. Wallen
Lee L. Simons	W. S. Tinsley	E. C. Walker
W. M. Simpson	N. I. Toombs	W. D. Watkins
Geo. W. Smith	J. Wood Vance	F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz.:

S. B. 413. An act to provide for the payment of premiums on bonds of municipal officers.

S. B. 380. An act to authorize a trustee, assignee for the benefit of creditors, receiver or commissioner, to enforce the double liability clause against stockholders in banks, trust companies, guaranty companies, investment companies and insurance companies.

S. B. 212. An act to amend, enlarge the powers, and reenact section 853-A of the Kentucky Statutes (Acts of March 20, 1900) relating to bridges over navigable streams and rivers wholly within the boundary of the state of Kentucky.

S. B. 417. An act to provide for the payment of premiums on bonds executed by county officers.

At the instance of the Committee on Rules, said bills were severally read at length the first time, ordered to be printed and placed on the Calendar.

And that they had passed bills which originated in this body of the following titles, viz.:

H. B. 316. An act relating to banks and finding the annual state rate on the shares of stock of national banks, state banks and trust companies; prescribing by whom and to whom the taxes shall be paid and limiting the local rates of taxation thereon for county, city, town and school purposes, and providing for the distribution of the fund derived from such taxation, repealing and re-enacting as amended, section 4092 of Kentucky Statutes, Carroll's edition, 1915; providing for a referendum if desired, and repealing all laws or parts of laws in conflict herewith.

H. B. 101. An act to appropriate money for the erection of a poultry building and comfort station or stations on the Kentucky State Fair Grounds.

Ordered, that said bills be delivered to the Enrolling Clerk.

And that they had passed bills which originated in this body of the following titles, viz.:

H. B. 32. An act to amend and re-enact sections 1 and 2 of chapter 522 of the Acts of the General Assembly of 1920, relating to county hospitals in counties and cities of the second and third class.

Together with the following amendment thereto, viz.:

Amend title to H. B. 32 by striking out the word "and" after the word "second" and inserting after the word "second" a "comma," and by adding after the word "classes" the following words, "fourth and fifth classes."

Said amendment was concurred in.

Said bill, as amended, was then passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery
T. H. Baker
J. H. Baughman
L. D. Bax
Homer Beliles
C. W. Bennett
J. E. Bickett
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
J. O. Evans
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
L. J. Jeter
Hector Johnson
A. J. Jolly
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
J. L. Manning
J. W. Martin
E. B. Miller
G. W. Morgan
J. L. Morgan
F. V. Nunnelly
E. E. Palmore
G. L. Perryman
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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There voted in the negative—

Chas. A. Nelson

—1

Resolved, that the title thereof be as amended.

Mr. Boling moved that the vote by which said bill was passed, as amended, be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

H. B. 28. An act to amend and re-enact sections 2740 and 2741 of article 1, chapter 28, Kentucky Statutes, Carroll's edition, 1922, relating to classification of cities and towns.

Together with the following amendments thereto, viz.:

Amend H. B. 28 by adding after the words "Beaver Dam, Ohio county," in line 62, page 3, the words "Ravenna, Estill county."

Amend H. B. 28, line 16, by striking therefrom the words "Harlan, Harlan county," and inserting the same after the word "county," at the end of line 36.

Amend H. B. 28 by striking the words "Louisa, Lawrence county," from line 36 of printed bill and adding those words after the word "county," in line 62.

Said amendments were each and severally concurred in.

Said bill, as amended, was then passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. F. Bosworth	J. L. Cushing
W. B. Ardery	W. J. Brandenburg	B. F. Day
T. H. Baker	Allen B. Cammack	E. J. Doss
L. D. Bax	J. G. Campbell	H. C. Duffy
W. B. Belknap	R. J. Cain	J. O. Evans
Homer Beliles	Sherman Chasteen	H. M. Fultz
C. W. Bennett	Lee Clark	T. H. Golden
J. E. Bickett	Sam Cole	J. E. Hadden
W. M. Boling	F. W. Collings	W. R. Haselwood
Wm. H. Bornhorst	L. F. Coomes	R. O. Huntsman

L. J. Jeter	J. L. Manning	G. W. Shadoan
Hector Johnson	J. W. Martin	Lee L. Simons
J. Roy Johnson	E. B. Miller	W. M. Simpson
A. J. Jolly	G. W. Morgan	Geo. W. Smith
H. J. Kegley	Wm. J. Moore	A. W. Stamper
T. H. King	E. D. Morris	F. L. Strange
T. J. Knight	Chas. A. Nelson	H. Q. Thompson
John H. Lawson	F. V. Nunnelly	D. D. Thornberry
I. T. Layman	E. E. Palmore	W. S. Tinsley
Oscar Leibson	G. L. Perryman	N. I. Toombs
Leon P. Lewis	V. H. Redwine	W. S. Wallen
Leroy Lewis	J. L. Richardson	E. C. Walker
Martin Light	J. E. Robbins	W. D. Watkins
J. T. Linton	C. W. Ryans	C. Westerfield
J. Will McFarlin	Arthur Saunders	

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Resolved, that the title thereof be as aforesaid.

Mr. Boling moved that the vote by which said bill as amended was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

H. B. 55. An act to create the Thirty-seventh Judicial District of Kentucky; to provide for the holding of courts in said Thirty-seventh Judicial District and providing for the appointment of a judge and Commonwealth's attorney for said Thirty-seventh Judicial District; to change the Twentieth Judicial District of Kentucky so as to establish a circuit court district in Boyd county, a county of the Twentieth District; to provide for holding a court of continuous session in said Twentieth Judicial District and continuing the present judge and Commonwealth's attorney thereof in office as such.

With the following amendment thereto by way of substitute therefor, viz.:

An act to create the Thirty-seventh Judicial District of Kentucky; to change and rearrange the Twentieth, the Thirty-second, the Thirty-sixth, the Twenty-third and the Thirty-third Judicial Districts of Kentucky and thus relieve congested dockets in Boyd and Perry counties; to provide for the holding of courts in each of said judicial districts as hereby created, changed and rearranged, and providing for the appointment and service of a judge and Commonwealth's attorney for said Thirty-seventh Judicial District, and continuing the present judges and Commonwealth's attorneys in office as such in the same number of the districts to which each was elected.

Whereas, on account of the rapid growth of population in the city of Ashland and Boyd county, and in the city of Hazard and in Perry county, and increase of litigation therein, the criminal and civil dockets in said counties have become congested and it is now practicable for the circuit judge of the Twentieth Judicial District and the Thirty-third Judicial District, as said districts are now constituted, to dispose of said litigation and continue to dispose of same without unreasonable delay and accumulation of cost. In remedy of all of such conditions, therefore,

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the Thirty-seventh Judicial District of Kentucky be and the same is hereby created and shall consist of the counties of Carter, Elliott and Morgan.

That the Twentieth Judicial District of Kentucky shall consist of the counties of Greenup and Lewis.

That the Thirty-second Judicial District of Kentucky shall consist of the counties of Boyd and Lawrence.

That the Thirty-sixth Judicial District of Kentucky shall consist of the counties of Breathitt, Magoffin and Wolfe.

That the Twenty-third Judicial District of Kentucky shall consist of the counties of Leslie and Perry.

§ 2. The Governor shall appoint a judge and Commonwealth attorney of the Thirty-seventh Judicial District, as constituted by this act, who shall hold said offices until their successors are elected and qualified.

§ 3. That the time of holding terms of circuit court in said Thirty-seventh Judicial District shall be and are fixed as follows:

(a) Morgan county, at West Liberty, second Monday in March and continuing 18 juridical days; second Monday in June and continuing 18 juridical days; first Monday in September and continuing 18 juridical days.

(b) Carter county, at Grayson, on the first Monday in April and continuing 24 juridical days; first Monday in August and continuing 18 juridical days, and the fourth Monday in September and continuing 24 juridical days.

(c) Elliott county, at Sandy Hook, on the first Monday in May and continuing 12 juridical days; first Monday in July and continuing 12 juridical days, and the fourth Monday in October and continuing 18 juridical days.

§ 4. The Thirty-sixth Judicial District shall consist of the counties of Breathitt, Magoffin and Wolfe. That the times of holding courts in said Thirty-sixth Judicial District shall be and are fixed as follows:

(a) In Breathitt county, at Jackson, beginning the second Monday in March and continuing 18 juridical days; the second Monday in July and continuing 24 juridical days; the third Monday in October and continuing 24 juridical days.

(b) In Wolfe county, at Campton, beginning the first Monday in April and continuing 12 juridical days; the second Monday in September and continuing 12 juridical days; the fourth Monday in November and continuing 12 juridical days.

(c) In Magoffin county, at Salyersville, beginning the third Monday in April and continuing 18 juridical days; the fourth Monday in September and continuing 18 juridical days; the second Monday in December and continuing 12 juridical days.

§ 5. That the Twenty-third Judicial District shall consist of the counties of Estill and Owsley and Lee.

That the times of holding terms of circuit court in said Twenty-third Judicial District shall be and are fixed as follows:

(a) Estill county, at Irvine, first Monday in February and continuing 18 juridical days; first Monday in May and continuing 18 juridical days; first Monday in October and continuing 18 juridical days.

(b) Lee county, at Beattyville, fourth Monday in February and continuing 18 juridical days; fourth Monday in May and continuing 18 juridical days; second Monday in November and continuing 18 juridncal days.

(c) Owsley county, at Booneville, third Monday in March and continuing 12 juridical days; third Monday in June and continuing 12 juridical days; first Monday in December and continuing 12 juridical days.

§ 6. The Thirty-third Judicial District shall consist of the counties of Leslie and Perry.

That the times of holding terms of circuit court in said Thirty-third Judicial District shall be as follows:

(a) In Leslie county, at Hyden, beginning on the third Monday in March and continuing 18 juridical days; third Monday in August and continuing 12 juridical days; first Monday in November and continuing 12 juridical days.

(b) In Perry county, at Hazard, beginning on the third Monday in April and continuing 24 juridical days; second Monday in September and continuing 24 juridical days; third Monday in November and continuing 24 juridical days.

§ 7. That the Thirty-second Judicial District shall consist of the counties of Boyd and Lawrence.

That the times of holding terms of circuit court in said Thirty-second Judicial District shall be and are fixed as follows:

(a) Boyd county, Catlettsburg, on the first Monday in February and continuing 24 juridical days; first Monday in March and continuing 36 juridical days; fourth Monday in

April and continuing 12 juridical days; second Monday in June and continue 36 juridical days; first Monday in September and continuing 18 juridical days; first Monday in November and continuing 36 juridical days.

(b) Lawrence county, Louisa, on the first Monday in January and continuing 24 juridical days; on the second Monday in May and continuing 18 juridical days; first Monday in October and continuing 24 juridical days.

§ 8. That the Twentieth Judicial District shall consist of the counties of Greenup and Lewis.

That the times of holding terms of circuit court in said Twentieth Judicial District shall be and are fixed as follows:

(a) In Greenup county, at Greenup, beginning on the first Monday in February and continuing 18 juridical days; third Monday in May and continuing 24 juridical days; third Monday in August and continuing 24 juridical days.

(b) In Lewis county, at Vanceburg, beginning on the fourth Monday in February and continuing 18 juridical days; third Monday in June and continuing 18 juridical days; third Monday in October and continuing 18 juridical days.

That the Honorable John F. Coldiron, present Commonent judge of the Twentieth Judicial District, shall be and remain during the term of office for which he was elected, judge of the Twentieth Judicial District, as changed by this act.

That the Honorable John F. Coldiron, present Commonwealth's attorney of the Twentieth Judicial District, shall be and remain during the term of office for which he was elected, Commonwealth's attorney of the Twentieth Judicial District, as changed by this act.

(b) That the Honorable Henry Woods, present judge of the Thirty-second Judicial District, shall be and remain during the term of office for which he was elected, judge of the Thirty-second Judicial District, as changed by this act.

That the Honorable Carleton Counts, present Commonwealth's attorney of the Thirty-second Judicial District, shall

be and remain Commonwealth's attorney during the term of office for which he was appointed, of the Thirty-second Judicial District, as changed by this act.

(c) That the Honorable D. W. Gardner, present judge of the Thirty-sixth Judicial District, shall be and remain during the term of office for which he was elected, judge of the Thirty-sixth Judicial District, as changed by this act.

That the Honorable Grover C. Allen, present Commonwealth's attorney of the Thirty-sixth Judicial District, shall be and remain during the term of office for which he was elected, Commonwealth's attorney for the Thirty-sixth Judicial District, as changed by this act.

(d) That the Honorable Sam Hurst, present judge of the Twenty-third Judicial District, shall be and remain during the term of office for which he was elected, judge of the Twenty-third Judicial District, as changed by this act.

That the Honorable James Mott McDaniel, present Commonwealth's attorney of the Twenty-third Judicial District, shall be and remain during the term of office for which he was elected, Commonwealth's attorney of the Twenty-third Judicial District, as changed by this act.

(e) That the Honorable R. B. Roberts, present judge of the Thirty-third Judicial District, shall be and remain during the term of office for which he was elected, judge of the Thirty-third Judicial District, as changed by this act.

That the Honorable Calloway Napier, present Commonwealth's attorney of the Thirty-third Judicial District, shall be and remain during the term of office for which he was elected Commonwealth's attorney of the Thirty-third Judicial District, as changed by this act.

§ 10. All acts or parts of acts in conflict herewith are hereby repealed.

Said substitute was then adopted.

Said bill, as amended, was then passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. B. Bush
Allen B. Cammack
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
J. O. Evans
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
Hector Johnson
A. J. Jolly
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Leon P. Lewis
Martin Light
J. T. Linton
J. Will McFarlin
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
F. V. Nunnelly
J. J. Patterson
V. H. Redwine
J. F. Reed
J. E. Robbins
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins

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Those who voted in the negative were—

W. L. Agee
T. H. Baker
W. J. Brandenburg
R. J. Cain
Sherman Chasteen
H. M. Fultz
O. C. Gartin
L. J. Jeter
J. Roy Johnson
Oscar Leibson
Leroy Lewis
W. J. McMurry
Chas. A. Nelson
E. E. Palmore
W. S. Tinsley
N. I. Toombs

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Mr. Boling moved that the vote by which said bill, as amended, was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Ordered, that said bills be delivered to the Enrolling Clerk of this House.

Mr. Boling, of the Committee on Rules, offered the following resolution, viz.:

Whereas, on February 1, 1924, a resolution authorizing the Speaker of the House of Representatives to appoint three members of the House of Representatives to investigate the State Board of Health, and,

Whereas, said resolution was adopted, and,

Whereas, the Speaker, Honorable Samuel W. Adams, pursuant to said resolution, did appoint the following members, W. M. Boling, J. Wood Vance and Homer Beliles as a committee to investigate said Board of Health, and the work of the committee not being completed, and,

Whereas, said resolution authorized said committee to incur necessary and incidental expenses in said investigation, now, therefore,

Be it resolved by the House of Representatives:

That the following accounts covering traveling expenses, stenographic services and accountant services and other incidental necessities be and the same are hereby allowed to the parties herein named:

J. R. Mayes & Co., expert accountant	$599.88
Mary Jo Waters, stenographer	283.72
W. M. Boling	47.22

J. Wood Vance 40.52
Homer Beliles 35.25

and the Auditor of Public Accounts is hereby authorized and directed to draw his warrant upon the Treasurer in favor of the parties and for the amounts herein named, upon the certificate of the Chief Clerk of the House. Said amounts to be charged to the contingent fund of the House.

Said resolution was adopted.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
W. M. Boling
Wm. H. Bornhorst
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
Sherman Chasteen
Lee Clark
Sam Cole
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
J. O. Evans
O. C. Gartin
T. H. Golden
W. R. Haselwood
H. C. Hawkins
Hector Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
Oscar Leibson
Leon P. Lewis
Martin Light
J. T. Linton
R. D. McMurtry
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
E. D. Morris
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
Geo. W. Smith
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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There voted in the negative—

J. Will McFarlin —1

Mr. Boling moved that the vote by which said resolution was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

By unanimous consent, Mr. Boling, of the Committee on Rules introduced the following bills, viz.:

H. B. 600. An act to create a State Employment Commission and to regulate and improve the civil service.

H. B. 601. An act to amend and re-enact section 2739g-2, subsection (D) of Carroll's Kentucky Statutes, 1922 edition, which section is subsection (d) of chapter 90 of the Acts of the General Assembly of Kentucky, of 1920, approved March 23, 1920, relating to registration fees for motor trucks.

H. B. 602. An act to create a Bureau of Purchases and Property and a position of Purchasing and Property Officer, to prescribe the duties of the Purchasing and Property Officer, and to provide for central purchasing for all state departments, institutions, officers and other branches of the state administration, including state aided institutions.

H. B. 603. An act making the examination and a certificate of the qualification for candidates for office of county tax commissioner a prerequisite for having name placed on election ballot.

At the instance of the Committee on Rules said bills were severally read at length the first time, ordered to be printed and placed on the Calendar.

The Committee on Rules reported bills of the following titles, viz.:

H. B. 556. An act relating to firearms, requiring registration of ownership or possession, and requiring dealers to keep record of sales.

S. B. 171. An act to amend an act entitled "An act to amend the school laws of cities of the first class," approved March 15, 1912.

S. B. 48. An act to amend subsection 6 of section 3235c, Kentucky Statutes, Carroll's edition.

S. B. 372. An act to provide for a system for the lincensing of teachers, supervisors, principals and superintendents in the public schools of this Commonwealth, and to more clearly define standards upon which such licenses are based and to define the duties of the State Board of Education, the Superintendent of Public Instruction, and the State Board of Examiners in connection with the examination of teachers for such licenses and the issuance, renewal, extension or validation of licenses for teachers, supervisors, principals and superintendents of schools of this Commonwealth and to expressly repeal sections 4369b-2, 4369b-4, 4386, 4501a-1, 4501a-2, 4501a-3, 4501a-4, 4501a-5, 4501a-6, 4501a-7, 4501a 8, 4503a-1, 4535a-32, and 4636a-14, Carroll's Kentucky Statutes, 1922 edition.

H. B. 591. An act to repeal and re-enact section 15, chapter 54 of the Acts of the General Assembly of 1918, relating to idiots, lunatics and institutions for their care.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, viz.:

H. B. 194. An act to regulate the charitable and eleemosynary institutions of this Commonwealth; to create a bipartisan board of commissioners for the management and supervision of the charitable and eleemosynary institutions of this Commonwealth; to vest in said board ample power, including all powers now vested by law in the State Board of Charities and Corrections in so far as such powers pertain to the charitable institutions of this Commonwealth and not inconsistent with this act; to create the Kentucky Board of Charities; to repeal chapter 7 of Session Acts of 1920; to repeal all other acts and parts of acts in conflict with this act; to abolish the State Board of Charities and Corrections and to terminate the terms of office of the members of said board; to abolish the State Board of Charities and Corrections and terminate the term of office of the Commissioner of Public Institutions.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby created a board to be composed of four members, all of whom shall be residents of the state of Kentucky, and not less than thirty years of age, and who shall possess the qualifications provided in the Constitution of Kentucky for a state Senator.

The members of the board shall be appointed by the Governor by and with the consent of the Senate, one for a period of one year, one for a period of two years, one for a period of three years, and one for a period of four years from the date of appointment, unless sooner removed for cause, and thereafter all appointments, except to fill vacancy caused by death, resignation or removal, shall be for a full term of four years.

Two members of said board shall always be selected from the political party which polled the largest number of votes in the last preceding gubernatorial election before said appointment, and the other two members from the political party casting the next largest number of votes in said election.

The purpose of this act is to make said board of commissioners bi-partisan.

Women members of said board shall possess all the qualifications of a state Senator, except that she shall have been a voter in this state continuously only so long as women have been by law permitted to vote. Said board shall be styled The Kentucky Board of Charity, and the members thereof shall receive an annual salary of $3,000.00 per year and their actual and necessary traveling expenses while in the discharge of their official duties; said salary to be paid monthly on warrants drawn by the State Auditor in favor of each commissioner on the State Treasurer for such salary, as other state officers are paid.

§ 2. The board hereby created is vested with authority and shall exercise all the powers and privileges and discharge all the duties in so far as it pertains to the charitable institutions of this Commonwealth, now vested by law in the State Board of Charities and Corrections, and as heretofore vested by law in the State Board of Control, and the Board of Managers of the House of Reform for Girls, in so far as said powers and privileges are not inconsistent with this act.

The State Board of Charities and Corrections is hereby abolished and the terms of the offices of the present members are hereby terminated. The office of Commissioner of Public Institutions is hereby abolished and the term of office of the Commissioner of Public Institutions is hereby terminated.

The institutions hereby placed under the control and management of the Kentucky Board of Charities shall be the Eastern State Hospital, at Lexington; the Central State Hos-

pital, at Lakeland; the Western State Hospital, at Hopkinsville, and the Feeble-Minded Institute, at Frankfort.

§ 3. It is the purpose of this act to establish a broad, humane and practical policy by the state in the custody, care, treatment and cure of all persons hereafter committed to the institutions under this board for treatment on account of mental infirmities, lunacy or feeble-minded; to so direct the expenditure of public funds that waste and extravagance as far as possible may be eliminated, and economy exercised with due regard alike to the needs of the wards of the state and the interest of the Commonwealth, and to restore as far as possible the physical and mental health of those committed to these institutions and to employ them in such occupations and at such labor as will improve their health and assist in bearing the expense of their maintenance.

It shall be the duty of the members of the board and the officers and employes employed by them to study the sources and causes of mental delinquency and insanity and as far as possible to suggest and to put into effect such remedial measures as may be of benefit to the Commonwealth and those entrusted to its care in the institutions under control of the board.

The board, at its discretion, may investigate by the whole board, or by a committee of its members, the management, the methods and the work of any benevolent or charitable institutions or asscociations other than those directed under its control and management that are supported in whole or in part by state funds; the board or a committee making such investigations shall have power to send for persons and papers, and to administer oaths; the report of any investigation with the testimony shall be made to the Governor, and shall be submitted by him, with his suggestions, to the General Assembly.

In any matter affecting the general health or sanitation of any of the institutions under its control, the board shall call upon the State Board of Health for advice and assistance and the State Board of Health shall render such assistance

without delay, and without expense to the board. In like manner, all other state departments, including the various departments of the University of Kentucky, shall, when request therefor is made by said board, extend in their several fields of service such advice and assistance as they may be able to give.

§ 4. Before entering upon the discharge of his or her duties, each commissioner shall take the oath of office required of other state officers, a record of which shall be entered upon the excutive journal in the Governor's office and shall be required to execute a bond to the Commonwealth of Kentucky in the sum of $25,000, and shall give as surety thereon a solvent surety company to be approved by the Governor; the premiums on said bond to be paid by the state. Said bond to be sufficient must be approved by the Governor and filed in the office of the Secretary of State. The Governor may, after hearing, remove any member of the board for cause to be stated in writing, such member to be served with notice of the cause of his removal and be granted an opportunity to be heard before such removal. Vacancies in the board shall be filled by the Governor subject to the approval of the Senate.

§ 5. The board shall be provided with suitable offices at the State Capitol, which offices at all times during office hours, to be in charge of a member of the board or its secretary or stenographer.

§ 6. The board shall meet at least once a month at the State Capitol, and once a month at each of the institutions under its control. The board shall annually elect one of its members a chairman. The board shall adopt such by-laws and regulations for the transaction of its own business and the management of its affairs, and for the management of the institutions under its charge as it may consider expedient and as are not inconsistent with law. The board shall keep a record of all of its proceedings and of all receipts and disbursements made under its management, which record shall be open at all times to the inspection of the Governor, State

Auditor, State Treasurer or a committee of the Legislature, or may be inspected by any person appointed by either the Governor or the legislative committee to inspect them.

§ 7. It shall be the duty of the board to appoint a secretary at an annual salary not in excess of $2,000 per year, and shall also appoint for each hospital a medical superintendent, a first, second and third assistant physician and an engineer, and any other officer that may now be provided for by law, and shall in addition thereto appoint the necessary hospital attendants, or teachers. Each superintendent shall receive an annual salary of $3,000, payable monthly, and shall reside in the residence at the institution provided for the superintendent and his immediate family, and shall receive in addition thereto his maintenance. The first assistant physician shall receive $2,400 per year, payable monthly; the second assistant physician shall receive $2,000 per year, payable monthly, and the third assistant physician shall receive $1,800 per year, payable monthly. The engineer shall receive $1,800 per year, payable monthly, and the attendants shall receive monthly not more than is now paid such attendants.

The physicians and engineer shall reside at their respective institutions and be entitled to receive their maintenance in addition to their respective salaries.

The board may appoint a stenographer at a salary not to exceed $900 per year.

§ 8. The board having in mind the welfare of the inmates of the several institutions under its control, and the interests of the Commonwealth, shall encourage the employment in every proper way of said inmates in such ways as shall contribute to their physical and moral improvement, and to the cost of their maintenance, and to this end the board shall have authority to utilize the product of such inmate labor in the upkeep or maintenance of the respective institutions or for other departments of the state government and to transfer from one institution to another, or otherwise dispose of as may in its judgment be best any surplus prod-

ucts thus produced. The superintendent at each institution may, with the approval of the board, make any and all agreements necessary to provide occupational training and industries for the inmates, of the several institutions and for the disposition of the products produced.

§ 9. The board shall have constantly in mind the economical management of the institutions under its control and shall have the authority to abolish any office at any of the institutions not necessary, and may decline to fill an office if such officer is not required.

The board shall be authorized to employ the necessary hospital attendants or teachers and adjust the salary of each in accordance with their capacity, length of service, length of hours, and responsibility imposed upon each, but such compensation shall not exceed in any instance the salary paid to such attendant or teacher at any of the institutions under the present board.

§ 10. The board shall have authority to remove any subordinate officer or employe for insubordination, dereliction of duty, violation of the rules of management of state institutions, or any other misconduct in office, but all such officers shall have reasonable notice of the charges preferred against them, the place and time of hearing, and shall be given an opportunity to present their defense.

The board, however, shall have the right to remove any subordinate official or employe without preferring charges against him when in the judgment of the board it may properly reduce the number of officers or employes at any institution.

§ 11. Each superintendent shall take an oath to faithfully discharge the duties of his office, and shall execute a bond in the sum of $10,000 for the faithful performance of his duty with some surety company as surety, the premium on same to be paid by the state. Said bond to be sufficient must be approved by the chairman of the board and filed in the office of the board for safe keeping. Each superintendent of an institution under control of the board shall an-

nually prepare and submit to the board a report of the affairs of his institution and oftener if required by the board he shall make report.

The board may apportion any appropriation made for the benefit of any of the institutions under its control and management, between the various institutions in such manner as in the judgment of the board the interests of all the institutions require. All appropriations made for said board shall be paid by warrant drawn by the State Auditor on the request of the board certified by its chairman.

§ 12. In the event any institution may become crowded or unsanitary or in the judgment of the board additional ward room, dining room, hospital room, work room, or recreation room is required the board is authorized to acquire by gift, lease or purchase additional quarters in any county or town in which is situated an institution under the control and management of said board and such additional quarters shall be in as close proximity to some one of the institutions under the control of the board as may be most convenient and economical. In the event such additional quarters are acquired by purchase or lease, the payment therefor shall only be made out of the earnings or current revenues of the institutions requiring such additional quarters.

The board may transfer from any institution under its control to such newly acquired property any inmates in its judgment it may be necessary to transfer to relieve the congestion at such institution or improve the sanitary or occupational conditions in the institution.

§ 13. The board shall make rules and regulations for the strictly non-partisan management of the institutions under its control. The members of the board and its subordinate officers shall not engage in political activities nor shall in any manner contribute or cause to be contributed money or other thing of value to any person for election purposes, nor shall they influence or attempt to influence through the instrumentality of their official positions. Any violation of this section shall be cause for removal.

§ 14. The board is authorized to manage the affairs of the institutions under its control for the best interests of the Commonwealth and the inmates of their several institutions and may do any and all things necessary to that end not inconsistent with this act and are inconsistent with any other law of this Commonwealth.

§ 15. If any provision of this act should be held, for any reason, to be void or ineffective, this shall not affect the remainder or any other section of this act. All acts and parts of acts inconsistent herewith are hereby repealed.

Mr. Bosworth moved that the House do now resolve itself into the Committee of the Whole for the purpose of hearing Mr. Byers and others who may be selected to discuss the provisions of said bill.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Bosworth and Richardson, were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. E. Hadden	J. L. Morgan
T. H. Baker	R. O. Huntsman	Wm. J. Moore
J. H. Baughman	L. J. Jeter	F. V. Nunnelly
W. B. Belknap	J. Roy Johnson	E. E. Palmore
Homer Beliles	Hector Johnson	G. L. Perryman
C. W. Bennett	D. C. Jones	H. A. Pulliam
J. E. Bickett	John H. Lawson	J. L. Richardson
J. F. Bosworth	Oscar Leibson	C. W. Ryans
J. G. Campbell	Leroy Lewis	G. W. Shadoan
R. J. Cain	J. Will McFarlin	H. Q. Thompson
Sherman Chasteen	R. D. McMurtry	W. S. Tinsley
H. C. Duffy	J. L. Manning	M. E. Vaughan
H. M. Fultz	E. B. Miller	C. D. Vincent
O. C. Gartin	G. W. Morgan	F. E. Wilson

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Those who voted in the negative were—

L. D. Bax	D. E. Edwards	Chas. A. Nelson
S. A. Blackburn	J. O. Evans	J. J. Patterson
W. M. Boling	T. H. Golden	V. H. Redwine
Wm. H. Bornhorst	W. R. Haselwood	J. F. Reed
W. J. Brandenburg	H. C. Hawkins	J. E. Robbins
W. B. Bush	J. W. Howard	Arthur Saunders
Allen B. Cammack	A. J. Jolly	W. M. Simpson
Lee Clark	H. J. Kegley	Geo. W. Smith
Sam Cole	T. H. King	A. W. Stamper
F. W. Collings	I. T. Layman	F. L. Strange
L. F. Coomes	Leon P. Lewis	D. D. Thornberry
J. L. Cushing	Martin Light	N. I. Toombs
B. F. Day	J. T. Linton	J. Wood Vance
J. R. Dorman	W. J. McMurry	W. S. Wallen
E. J. Doss	J. W. Martin	E. C. Walker
G. L. Drury	Harry Miller	W. D. Watkins
Wm. M. Duncan	E. D. Morris	C. Westerfield

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Mr. Boling moved that the vote by which the House refused to resolve itself into the Committee of the Whole for the purpose of hearing Mr. Byers and others discuss the provisions of said bill, be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Walker offered the following amendment to said bill, viz.:

Amend H. B. 194 in House by striking out lines 1, 2, 3 and 4 of section 1, page 1, and inserting in lieu thereof the following:

"There is hereby created a board to be composed of eight members, all of whom shall be residents of Kentucky, and not less than thirty years of age, two members of which shall be women."

Further amend said H. B. 194 by striking out lines 5 to 15, inclusive, of section 1, one page 2, and inserting in lieu thereof the following:

"The members of the board shall be appointed by the Governor, by and with the consent of the Senate, two for a period of one year, two for a period of two years, two for a period of three years and two for a period of four years, from the date of appointment, unless sooner removed for cause, and thereafter all vacancies shall be filled for a period of four years. Four members of said board shall always be selected from the political party which polled the largest number of votes in the last preceding general gubernatorial election before said appointment, and the other four members from the political party casting the next largest number of votes at said election."

Amend H. B. 194 by striking therefrom lines 18, 19 and 20 and the word "vote," in line 21 of section 1, page 2, and by striking out of line 21, in said section and page, the words "The Kentucky Board of Charities" and inserting in lieu thereof the words "the State Board of Charities and Corrections," and by striking from lines 22 and 23 of section 1, page 2, the following:

"An annual salary of $3,000.00 per year and"

Amend H. B. 194 by striking from lines 23 and 26 of section 1, page 2, the words "salary" as they occur in each line, and substituting the word "expenses" in each instance.

Amend H. B. 194 by striking out lines 8 to 12, inclusive, of section 2, page 3, and inserting in lieu thereof the following:

"The office of Commissioner of Public Institutions is hereby abolished and said office or employment terminated.

And there is hereby created an office to be known as General Superintendent of Institutions, to be appointed upon the taking effect of this act, by the Governor, with the approval of the board, for a term of four years, unless sooner removed for cause, and whose salary shall be fixed by the board, not to exceed five thousand dollars per annum, and not to be less than $4,200.00 per annum.

Said Superintendent of Institutions shall be and is hereby invested with the authority and powers, duties and privileges heretofore conferred by law upon the Commissioner of Public Institutions, and such other and all duties required of him by the Board, and shall discharge such duties in the manner as is or may be required by law, or the board."

Said amendments were each and severally adopted.

Mr. Walker offered the following amendment to said bill, viz.:

Amend H. B. 194 by striking from line 14 of section 3, page 4, the words "Kentucky" and "Charities" and by striking out all of section 7 on page 5.

Said amendment was adopted.

The yeas and nays being required thereon by Messrs. Leon P. Lewis and Huntsman were as follows, viz.:

Those who voted in the affirmative were—

L. D. Bax	Lee Clark	G. L. Drury
C. W. Bennett	Sam Cole	H. C. Duffy
S. A. Blackburn	F. W. Collings	Wm. M. Duncan
W. M. Boling	L. F. Coomes	D. E. Edwards
Wm. H. Bornhorst	J. L. Cushing	J. O. Evans
W. J. Brandenburg	B. F. Day	T. H. Golden
W. B. Bush	J. R. Dorman	J. E. Hadden
Allen B. Cammack	E. J. Doss	W. R. Haselwood

H. C. Hawkins	E. B. Miller	Geo. W. Smith
J. W. Howard	Harry Miller	F. L. Strange
A. J. Jolly	E. D. Morris	D. D. Thornberry
H. J. Kegley	Chas. A. Nelson	N. I. Toombs
T. H. King	J. J. Patterson	J. Wood Vance
I. T. Layman	V. H. Redwine	W. S. Wallen
Martin Light	J. F. Reed	E. C. Walker
J. T. Linton	J. E. Robbins	W. D. Watkins
J. Will McFarlin	Arthur Saunders	C. Westerfield
W. J. McMurry	Lee L. Simons	
J. W. Martin	W. M. Simpson	

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Those who voted in the negative were—

W. L. Agee	Hector Johnson	E. E. Palmore
T. H. Baker	D. C. Jones	G. L. Perryman
J. H. Baughman	John H. Lawson	H. A. Pulliam
W. B. Belknap	Oscar Leibson	J. L. Richardson
J. F. Bosworth	Leon P. Lewis	C. W. Ryans
J. G. Campbell	Leroy Lewis	G. W. Shadoan
R. J. Cain	R. D. McMurtry	H. Q. Thompson
Sherman Chasteen	J. L. Manning	W. S. Tinsley
H. M. Fultz	G. W. Morgan	C. D. Vincent
O. C. Gartin	J. L. Morgan	F. E. Wilson
R. O. Huntsman	Wm. J. Moore	

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Mr. Robbins offered the following amendment to said bill, viz.:

Amend H. B. 194 by adding to section 14, on page 8, after the word "Commonwealth" the following words: "The present members of the State Board of Charities and Corrections as the present law permits shall remain in office until their terms of office shall expire, unless removed from office for good cause."

Said amendment was adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

L. D. Bax
C. W. Bennett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
A. J. Jolly
H. J. Kegley
T. H. King
I. T. Layman
Martin Light
J. T. Linton
W. J. McMurry
J. W. Martin
E. B. Miller
Harry Miller
E. D. Morris
Chas. A. Nelson
V. H. Redwine
J. F. Reed
J. E. Robbins
Arthur Saunders
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
D. D. Thornberry
N. I. Toombs
J. Wood Vance
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield

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Those who voted in the negative were—

W. L. Agee
W. B. Ardery
T. H. Baker
J. H. Baughman
W. B. Belknap
J. F. Bosworth
J. G. Campbell
R. J. Cain
Sherman Chasteen
E. J. Doss
H. M. Fultz
O. C. Gartin
R. O. Huntsman
L. J. Jeter
J. Roy Johnson
Hector Johnson
D. C. Jones
John H. Lawson

Oscar Leibson	Wm. J. Moore	G. W. Shadoan
Leon P. Lewis	F. V. Nunnelly	Lee L. Simons
Leroy Lewis	E. E. Palmore	H. Q. Thompson
J. Will McFarlin	J. J. Patterson	W. S. Tinsley
R. D. McMurtry	G. L. Perryman	M. E. Vaughan
J. L. Manning	H. A. Pulliam	C. D. Vincent
G. W. Morgan	J. L. Richardson	F. E. Wilson
J. L. Morgan	C. W. Ryans	

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Mr. Drury offered the following amendment to the title of said bill, viz.:

Amend the title by which H. B. 194 was passed by striking said title as printed and inserting in lieu thereof the following:

"An act to regulate the charitable and eleemosynary institutions of this Commonwealth; to create a bi-partisan board of commissioners for the management and supervision of the charitable and eleemosynary institutions of this Commonwealth; to vest in said board ample power, including all powers now vested by law in the State Board of Charities and Corrections in so far as such powers pertain to the charitable institutions of this Commonwealth and not inconsistent with this act; to repeal all other acts and parts of acts in conflict with this act; to abolish the office of Commissioner of Public Institutions and to terminate the term of office of the Commissioner of Public Institutions, and create the office of General Superintendent of Institutions."

Said amendment was adopted.

Resolved, that the title thereof be as amended.

Mr. Boling moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Boling moved that the House do now recess until three o'clock p. m.

Said motion was agreed to.

And then the House recessed.

AFTERNOON SESSION

The hour of three o'clock having arrived, the Speaker resumed the Chair and called the House to order.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 397. An act creating the Thirty-seventh Judicial District of Kentucky, fixing the time of holding courts thereof, providing for the appointment and election of the circuit judge, and providing for a Commonwealth's attorney therein; changing the Seventh and Eighth Judicial Districts of Kentucky so as to provide for said Thirty-seventh District; providing for the appointment and election of a Commonwealth's attorney in said Eighth Judicial District, and fixing the time of holding courts in said Seventh, Eighth and Thirty-seventh Judicial Districts.

Together with a committee amendment thereto, by way of substitute therefor.

Said bill is as follows, viz.:

Whereas there has been a large increase of population and a large development of the resources of the present Seventh and Eighth Judicial Districts of Kentucky, so much

that it is impossible for the judges to do the work required of the courts in the said district in the time now allotted by law, or which can be allotted:

And whereas, by reason of these facts the business of said district is congested and in some of the counties it is impossible to complete the business in the time fixed by law, now, therefore,

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. The Thirty-seventh Judicial District of Kentucky shall be composed of the counties of Muhlenberg, Butler and Edmonson.

§ 2. The Seventh Judicial District of Kentucky shall be composed of the counties of Logan, Simpson and Todd.

§ 3. The Eighth Judicial District of Kentucky shall be composed of the counties of Warren and Allen.

§ 4. The present judge and Commonwealth's attorney in said Seventh Judicial District shall remain during the term of office for which they were elected.

§ 5. The present judge of the Eighth District shall remain during the term of office for which he was elected, but there being a vacancy in the office of Commonwealth's attorney in said Eighth Judicial District due to the fact that Edmonson county is hereby taken from said Eighth and placed in said Thirty-seventh District, the Governor shall appoint and commission a Commonwealth's attorney for said Eighth District who shall hold his office until his successor is elected and qualified at the regular November election in said Eighth District in the year 1925.

§ 6. The Governor shall appoint and commission a judge for said Thirty-seventh Judicial District as created by this act, who shall hold his office until his successor is elected and qualified at the regular November election in said Thirty-seventh District in the year 1925. The Hon. John A. Logan, of Edmonson county, Kentucky, at present Commonwealth's

attorney for the Eighth District, shall be for the remainder of the term for which he was elected, Commonwealth's attorney of the Thirty-seventh District as created by this act.

§ 7. The courts in the Seventh, Eighth and Thirty-seventh Judicial Districts, and in the several counties composing the same, shall be held at the following times and places and for the time hereinafter set out:

Seventh Judicial District—Logan county, at Russellville, on the first Monday in February and continue twenty-four juridical days; on the third Monday in May and continue twenty-four juridical days; on the fourth Monday in September and continue twenty-four juridical days.

Simpson county, at Franklin, on the first Monday in March and continue eighteen juridical days; on the third Monday in June and continue eighteen juridical days; on the first Monday in November and continue eighteen juridical days.

Todd county, at Elkton, on the fourth Monday in March and continue for eighteen juridicial days; on the second Monday in July and continue eighteen juridical days; on the first Monday in December and continue for eighteen juridical days.

Eighth Judicial District—Warren county, at Bowling Green, on the first Monday in January and continue twelve juridical lays; on the third Monday in February and continue twenty-four juridical days; on the first Monday in April and continue twelve juridical days; on the third Monday in May and continue twenty-four juridical days; on the first Monday in September and continue twelve juridical days; on the third Monday in October and continue twenty-four juridical days.

Allen county, at Scottsville, on the third Monday in January and continue twelve juridical days; on the third Monday in April and continue twelve juridical days; on the third Monday in September and continue twelve juridical days.

Thirty-seventh Judicial District—Muhlenberg county, at Greenville, on the second Monday in January and continue

eighteen juridical days; on the first Monday in April and continue twenty-four juridical days; on the first Monday in September and continue eighteen juridical days.

Edmonson county, at Brownsville, on the third Monday in March and continue twelve juridical days; on the third Monday in June and continue twelve juridical days; on the third Monday in November and continue twelve juridical days.

Butler county, at Morgantown, on the first Monday in February and continue twelve juridical days; on the first Monday in May and continue twelve juridical days; on the first Monday in October and continue twelve juridical days.

Said substitute is as follows, viz.:

Whereas there has been a large increase of population and a large development of the resources of the present Sixth and Eighth Judicial Districts of Kentucky, so much so that it is impossible for the judges to do the work required of the courts in said districts in the time now allotted by law, or which can be allotted; and,

Whereas, by reason of these facts the business of said district is congested and in some of the counties it is impossible to complete the business in the time fixed by law; now, therefore,

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. The Thirty-seventh judicial district of Kentucky shall be composed of the counties of Ohio, Butler and Edmonson.

§ 2. The Sixth Judicial District of Kentucky shall be composed of the counties of Daviess, McLean and Hancock.

§ 3. The Eighth Judicial District of Kentucky shall be composed of the counties of Warren and Allen.

§ 4. The present judge and Commonwealth's attorney in said Sixth Judicial District shall remain during the term of office for which they were elected.

§ 5. The present judge of the Eighth Judicial District shall remain during the term of office for which he was elected but there being a vacancy in the office of Commonwealth's attorney in said Eighth Judicial District, due to the fact that Edmonson county is hereby taken from said Eighth and placed in said Thirty-eighth District, the Governor shall appoint and commission a Commonwealth's attorney for said Eighth District, who shall hold his office until his successor is elected and qualified at the regular November election in said Eighth District in the year 1924.

§ 6. The Governor shall appoint and commission a judge for said Thirty-eighth Judicial District as created by this act, who shall hold his office until his successor is elected and qualified at the regular November election in said Thirty-eighth District in the year 1924. The Hon. John A. Logan, of Edmonson county, Kentucky, at present Commonwealth's attorney for the Eighth District, shall be for the remainder of the term for which he was elected, Commonwealth's attorney of the Thirty-eighth District as created by this act.

§ 7. The courts of the Sixth, Eighth and Thirty-eighth Judicial Districts, and in the several counties composing the same, shall be held at the following times and places and for the time hereinafter set out.

Sixth Judicial District.—Daviess county, at Owensboro, on the first Monday in January and continue twelve juridical days; on the first Monday in February and continue eighteen juridical days; on the first Monday in April and continue eighteen juridical days; on the third Monday in May and continue twelve juridical days; on the first Monday in September and continue twelve juridical days; on the first Monday in October and continue eighteen juridical days; on the second Monday in December and continue twelve juridical days.

McLean county, at Calhoun, on the third Monday in

March and continue twelve juridical days; on the third Monday in July and continue twelve juridical days; on the second Monday in November and continue twelve juridical days.

Hancock county, at Hawesville, on the third Monday in January and continue twelve juridical days; on the first Monday in June and continue twelve juridical days; on the fourth Monday in October and continue twelve juridical days.

Eighth Judicial District—Warren county, at Bowling Green, on the first Monday in January and continue eighteen juridical days; on the third Monday in February and continue thirty-six juridical days; on the first Monday in April and continue eighteen juridical days; on the third Monday in May and continue thirty-six juridical days; on the first Monday in September and continue eighteen juridical days; on the third Monday in October and continue thirty-six juridical days.

Allen county, at Scottsville, on the fourth Monday in January and continue eighteen juridicial days; on the fourth Monday in April and continue eighteen juridical days; on the fourth Monday in September and continue eighteen juridical days.

Thirty-eighth Judicial District—Ohio county at Hartford, on the first Monday in March and continue eighteen juridical days; on the first Monday in May and continue eighteen juridical days; on the first Monday in July and continue eighteen juridicial days; on the third Monday in September and continue eighteen juridical days; on the fourth Monday in November and continue eighteen juridical days.

Butler county, at Morgantown, on the fourth Monday in March and continue twelve juridical days; on the fourth Monday in May and continue twelve juridical days; on the second Monday in October and continue twelve juridical days.

Edmonson county, at Brownsville, on the second Monday in April and continue twelve juridical days; on the second Monday in June and continue twelve juridical days; on the first Monday in November and continue twelve juridical days.

Said substitute was adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and rejected.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	D. E. Edwards	F. V. Nunnelly
L. D. Bax	J. O. Evans	J. J. Patterson
C. W. Bennett	T. H. Golden	V. H. Redwine
J. E. Bickett	J. E. Hadden	J. E. Robbins
S. A. Blackburn	H. C. Hawkins	Arthur Saunders
W. M. Boling	L. J. Jeter	Lee L. Simons
W. B. Bush	T. H. King	W. M. Simpson
Allen B. Cammack	T. J. Knight	Geo. W. Smith
Lee Clark	Leon P. Lewis	F. L. Strange
L. F. Coomes	Martin Light	D. D. Thornberry
B. F. Day	J. T. Linton	J. Wood Vance
J. R. Dorman	J. Will McFarlin	E. C. Walker
E. J. Doss	J. W. Martin	W. D. Watkins
H. C. Duffy	E. B. Miller	
Wm. M. Duncan	E. D. Morris	

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Those who voted in the negative were—

W. L. Agee	J. G. Campbell	O. C. Gartin
T. H. Baker	R. J. Cain	J. W. Howard
J. H. Baughman	Sherman Chasteen	R. O. Huntsman
W. B. Belknap	F. W. Collings	Hector Johnson
Homer Beliles	J. L. Cushing	J. Roy Johnson
Wm. H. Bornhorst	G. L. Drury	A. J. Jolly
J. F. Bosworth	H. M. Fultz	D. C. Jones

H. J. Kegley	G. W. Morgan	H. Q. Thompson
John H. Lawson	J. L. Morgan	N. I. Toombs
I. T. Layman	Wm. J. Moore	C. D. Vincent
Oscar Leibson	E. E. Palmore	W. S. Wallen
Leroy Lewis	G. L. Perryman	C. Westerfield
W. J. McMurry	J. L. Richardson	F. E. Wilson
J. L. Manning	C. W. Ryans	S. W. Adams
Harry Miller	G. W. Shadoan	

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Mr. Boling moved that the vote by which the House rejected said bill be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up from the Calendar bills of the following titles, viz.:

H. B. 593. An act to amend and re-enact sections 2202 and 2217 of article 3, chapter 71 of the Kentucky Statutes, Carroll's 1915 edition, relating to the inspection of oils, abolishing the office of oil inspector; creating the office of Oil Tester and Guager; providing for the payment of said officers; distributing the inspection fees collected.

H. B. 229. An act to amend section 1, subsection 4, article 13, chapter 22 of the Acts of 1906, being an act entitled: "An act relating to revenue and taxation" and being section 4229 of Carroll's Kentucky Statutes, sixth edition, 1922.

H. B. 542. An act relating to roads and bridges, establishing a road from Irvine to McKee.

S. B. 97. An act to amend paragraph 21, section 2060A, chapter 63, Kentucky Statutes, Vol. 1, Carroll's edition, 1915, relating to State Board of Health, by adding thereto the language hereinafter set out.

S. B. 52. An act to require, in cities of the first class of this Commonwealth, the proper construction, use and maintenance of scaffolding, counterfloors, staging, rigging, etc., in all construction work, providing for the punishment for the violation of same, for the appointment of a Chief Safety Inspector of scaffolding and counterfloors in construction work, and a deputy inspector in cities of the first class; prescribing the duties of said Saftey Inspector of scaffolding and counterfloors in construction work and repealing all laws inconsistent therewith.

S. B. 132. An act to promote safety for the lives of persons working in the mines of this Commonwealth.

H. B. 580. An act repealing section 1596-a, subsection 3, of the Kentucky Statutes, Carroll's edition, 1915, relating to elections, election officers, special representatives, appointment, qualification, term, removal, vacancies.

S. Res. 9. Resolution authorizing W. P. Burkes to sue the Commonwealth of Kentucky.

S. Res. 17. Joint resolution authorizing the editing, printing, publication and distribution to the various officials in the Commonwealth, H. B. 318 (Nelson tax bill) and providing for the expenses thereof.

S. B. 234. An act to amend section 2992 of the Kentucky Statutes, relating to cities of the first class, providing for appeals from the action of the Board of Equalization.

S. B. 361. An act authorizing fiscal courts of county commissions in counties with a population of 150,000 or more to appropriate funds for the construction, repair or maintenance of aviation fields used by the United States government for its postal or aviation service or by such county or city therein as a municipal landing field.

S. B. 450. An act making it unlawful to repeat or scatter false rumors or reports of a slanderous or harmful nature concerning any person or persons and providing a penalty therefor.

S. B. 351. An act for the benefit of the Home for Incurables.

S. B. 323. An act to change the name of Poor Ford to that of Cumberland.

S. B. 163. An act to amend and re-enact section 2266, Carroll's Statutes, 1925 edition, relating to the selection of jurors in criminal cases.

S. B. 355. An act to authorize fiscal courts of this Commonwealth, in certain counties, to allow a supplement to the salary of the judge holding the circuit court therein.

S. B. 437. An act to amend and re-enact 824, Kentucky Statutes, dividing the state into three districts for the purpose of electing railroad commissioners.

S. B. 211. An act to amend section 10 of chapter 17 of the Acts of the 1920 session of the General Assembly of the Commonwealth of Kentucky.

H. B. 594. An act repealing section 1465 of the Kentucky Statutes, Carroll's edition, 1915, relating to elections, "ballots, stubs and other utensils to be furnished by clerk."

H. B. 595. An act repealing section 1470 of the Kentucky Statutes, Carroll's edition, 1915, relating to elections, "persons not voting to keep from polls—oath of challenger."

H. B. 596. An act repealing section 1481 of the Kentucky Statutes, Carroll's edition, 1915, relating to elections,

"representative of each party may be present at counting of votes."

H. B. 597. An act repealing section 1596a, subsection 4, of the Kentucky Statutes, Carroll's edition, 1915, relating to elections, "oath of election officer—when voters may elect."

H. B. 598. An act repealing section 1471 of the Kentucky Statutes, Carroll's edition, 1915, relating to elections, "manner of voting—duties of officers—voting for person not on ballot."

H. B. 599. An act repealing 1596a, subsection 5, Kentucky Statutes, Carroll's edition, 1915, relating to elections, "county board to canvass returns, when and where to meet—certificates of election, poll books and ballots."

Ordered, that said bills be read the second time.

The constitutional provision as to the second reading of said bills at length being dispensed with, they were read the second time by their titles.

Ordered, that said bills be placed in the Orders of the Day.

A message was received from the Senate announcing that they had passed a resolution which originated in this House of the following title, viz.:

H. Res. 4. Resolution for the benefit of William D. Overton.

Ordered, that said resolution be delivered to the Enrolling Clerk of this House.

And that they had passed a resolution which originated in that body of the following titles, viz.:

S. Res. 15. Concurrent resolution providing for further compensation for the Clerk of the Senate and the Clerk of the House, and the stenographers of said Clerks.

Ordered, that said resolution lie on the Clerk's desk.

A message was received from the Senate announcing that they had passed resolutions and bills which originated in that body of the following titles, viz.:

S. Res. 20. Resolution providing for furnishing Kentucky Directories.

S. Res. 21. Concurrent resolution providing for the payment of expenses of contestee, and others in the matter of contest of J. F. Denton, contestant, vs. A. A. Demunbrun, contestee, pending and decided in the Senate of the Commonwealth of Kentucky.

S. B. 241. An act to authorize corporations to issue capital stock having no par value.

S. B. 293. An act to enable cities of the first class to issue bonds for the purpose of elimination of grade crossings of public streets over tracks of steam or electric railroads.

S. B. 301. An act to repeal sections 1386, 1387, 1388, 1389, 1390, 1391, 1301a and 1392 being chapter 38 of the Kentucky Statutes, Carroll's edition, 1915, relating to "currency."

S. B. 429. An act to amend section 21 of an act, approved March 23, 1894, entitled, "An act to amend an act entitled 'An act for the government of cities of the first class,' approved July 1, 1893," and being section 2893 of Carroll's 1922 Kentucky Statutes, relating to qualifications of members and officers of the police force in cities of the first class.

S. B. 197. An act authorizing the filing of notices for internal revenue taxes payable to the United States and the discharge thereof in the office of the county clerk, etc.

S. B. 198. An act to repeal section 1c and section 2 of chapter 39 of the Acts of the General Assembly of 1922, and section 7 of chapter 36 of the Acts of the General Assembly of 1920, and to enact in lieu thereof provisions relating to the qualification, election and tenure of members of county boards of education, and the organization and duties of these boards.

S. B. 155. An act relating to larceny from the person of another of money or goods, the subject of larceny, made a felony and further providing that all attempts to commit the above described offense, but failing to obtain any goods or money, made a felony and providing a penalty for either or both offenses.

S. B. 248. An act to amend and re-enact section 1813, chapter 49, of the Kentucky Statutes of 1915, Carroll's edition, relating to ferry rates of toll, how rates changed.

S. B. 423. An act to repeal section 4527a, Carroll's Statutes, 1918 edition, relating to a state normal school for colored persons, giving it a definite name, indicating the title for board of trustees, and fixing the term of service and duties of the president of that institution, re-enacting said section in amended form so that when amended and re-enacted it shall read as follows, viz.:

S. B. 449. An act to amend and re-enact section 2, subdivision 1, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 2 of chapter 114 of the Acts of the General Assembly of 1922; and to amend and re-enact section 5, subdivision 1, chapter 1 of the Acts of the Extraordinary Ses-

sion of the General Assembly of 1917, which act was entitled, "An act relating to revenue and taxation, creating a State Tax Commission, providing for the appointment, qualification and term of office of its members, prescribing its powers and duties, appropriating money therefor, providing for the assessment of property for taxation, and the supervision and equalization of assessments and prescribing the powers and duties of county clerks, county assessors, sheriffs, collectors, the railroad commission, Auditor of Public Accounts and other officers performing some duty in reference to the taxation of property, creating county boards of supervisors, a State Board of Equalization and a State Board of Valuation and Assessment and defining their power and duties, prescribing penalties and repealing existing statutes;" being an act for the appointment of the members of the State Tax Commission and fixing their terms of office and qualifications, and prescribing the salaries of the members of the State Tax Commission.

S. B. 424. An act to amend section 3891 of Carroll's Kentucky Statutes.

S. B. 249. An act to amend and re-enact subsection 10, article 7, subdivision 2 of section 4114i-12, chapter 108, Carroll's edition of the Kentucky Statutes, 1915, relating to annual conference of the County Tax Commissioners.

At the instance of the Committee on Rules, said bills were severally read the first time at length and ordered printed and placed in the Calendar.

Mr. Golden, of the Committee on Enrollments, reported that they had examined and found correctly enrolled, bills which originated in the Senate of the following titles, viz.:

S. B. 49. An act establishing a road from a point on project No. 5 at or near Binghamtown, a village near the

northern city limits of Middlesboro, Kentucky, to a point on the Kentucky-Tennessee line, at or near Prudem, Tennessee, by way of the Stony Fork branch of Yellow creek and Fonde, Kentucky, and designating said road project on project 5A.

S. B. 305. An act authorizing the sale of property heretofore or hereafter acquired and owned by any county or counties of this state, to be used to establish a sanatorium for treatment of tuberculosis, when such property has ceased to be used for such purpose, or in the judgment of the fiscal court of any such county or counties the property so acquired and owned by it or them is not being and cannot be maintained and successfully used for such purpose.

S. B. 243. An act to amend and add to chapter 89, Kentucky Statutes, title municipal corporations and especially that part of said chapter relating to cities of the third class, and to authorize cities of the third class to acquire by purchase or otherwise and to operate street railroads and omnibus or taxicab lines and their equipment and to issue and sell bonds to raise funds for that purpose.

S. B. 279. An act to amend chapter 17, Acts of 1920, of the General Assembly of Kentucky, relating to roads and bridges.

S. B. 284. An act to amend chapter 17 of the Acts of 1920, approved March 16, 1920, entitled "An act relating to roads and bridges; creating the Department of State Roads and Highways; providing for officers to administer it and prescribing the powers and duties of such officers; fixing the salary of the State Highway Engineer and prescribing the amount which may be expended by said department; prescribing laws governing said department and the officers therein; accepting the provisions of the federal law providing that the United States shall assist in the construction of rural post roads and making appropriations for cooperative work with

the United States government; providing for the payment of the state's part of the construction of state aid roads under the present law; providing for the acceptance of and making binding gifts and donations; establishing and designing a primary system of state highways and providing for their construction and maintenance; providing for the obtaining of rights of ways and naming cities and towns from which construction shall commence; and repealing subsections 1, 2, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 23, 24, 25 of section 4356x, Kentucky Statutes, edition of 1915, and the supplement to said edition known as Vol. 3, repealing any other act or acts in conflict herewith" by adding thereto and to the primary system of roads thereby establishing a road project extending from Stanton, the county seat of Powell county, Kentucky, by way of Clay City, Kentucky, to Mt. Sterling, the county seat of Montgomery county, Kentucky.

S. B. 300. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of Kentucky of 1920 by adding thereto as project —, extending from Princeton, Caldwell county, to Dixon, Webster county, via Farmersville, Flat Rock, Creswell and Shade Grove, Caldwell county, to Dixon, Webster county, via Providence, Webster county.

S. B. 309. An act to amend project 63 of section 4356t-5, Kentucky Statutes, Carroll's edition, 1922, establishing a primary system of state highways.

S. B. 319. An act establishing a road leading from Covington, Kenton county, Kentucky, via Decoursey, Whitestower, Nicholson, Walton, Florence, Burlington, Bellevue, Petersburg, Idlewild, Bullitsville, Hebron, Constance, Fairview, Bromley and Ludlow to Covington, in Kenton county, Kentucky.

S. B. 325. An act establishing road leading from Longridge to Williamstown by Jonesville, Downingsville, Stewartsville to Williamstown.

S. B. 326. An act establishing the road leading from project 49, at the Brissie road, to project 5, by Harris Musselman's via Sweet Owen, Needmore, Holbrook and Lawrenceville.

S. B. 327. An act establishing a road running from Rocky Hill, Edmonson county, Kentucky, to Dixie Highway, at Fred Moore's place, as a state primary road and designating said road as project —.

S. B. 328. An act to amend chapter 17 of the Acts of the General Assembly of 1920, as approved by the Governor March 16, 1920, relating to roads and bridges and creating a primary system of state highways by giving a more definite routing of that portion of the state highway system as named in said act in project 14, which reads "from Morgantown to Munfordsville, via Brownsville and Mammoth Cave."

S. B. 329. An act establishing the road leading from Glencoe to Napoleon, South Fork, Beaver and Richwood.

S. B. 332. An act to repeal and re-enact paragraph 2, section 5, chapter 17 of Acts of 1920, same being paragraph 2, section 4356t-5, Kentucky Statutes, 1922, of roads and highways.

S. B. 334. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and establishing and creating project 10½A.

S. B. 338. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5

of Carroll's 1922 Kentucky Statutes, relating to roads and highways and establishing and creating project 2½A.

S. B. 341. An act to establish a road leading from project 9, at Mayfield, Graves county, Kentucky, south to the Tennessee-Kentucky state line, at Dukedom, Tennessee, to connect with the highway system of the state of Tennessee, in Weakley county, Tennessee, with a highway of state system leading north from Fresden, the county seat of Weakley county, to Dukedom, Tennessee, in the Kentucky-Tennessee state line to be designated as project 9a of the primary system of state highways.

S. B. 342. An act establishing a road leading from project 9, at Mayfield, Graves county, Kentucky, to and intersecting with project 7 at Clinton, Hickman county, Kentucky, and to be designated as project 7a.

S. B. 349. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project —, extending from Lancaster to Danville, via Hedgeville.

S. B. 10. An act to amend project 9 of section 5, Acts of 1920, relating to roads and bridges.

S. B. 16. An act to amend section 5, chapter 17, of the Acts of the General Assembly of the Commonwealth of Kentucky of the 1920 session. Approved March 16, 1920, which act relates to roads and bridges and the creation of the Department of State Roads and Highways, etc., by adding to said act project—, which shall run from Frankfort to Lawrenceburg, thence to Harrodsburg, Danville, Hustonville, Liberty, Russell Springs, Columbia, Edmonton and Glasgow, and to be known as the Capital City Highway.

S. B. 34. An act to amend section 1 of chapter 17 of the Acts of the General Assembly of 1920, which is section

4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways and establishing and creating project 10½.

S. B. 40. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as project —, beginning at a point on the Harrodsburg and Lexington turnpike near Russell's Cross Roads and extending to High Bridge, in Jessamine county, via Wilmore, and making the same a part of the primary system of state highways.

S. B. 42. An act to amend chapter 17 of Acts of 1920, entitled "An act relating to roads and bridges."

S. B. 64. An act establishing as a state primary road the road known as the Edmonton and Burkesville road from Edmonton, in Metcalfe county, to its intersection with the road leading from Glasgow to Burkesville, in Cumberland county, which is project 40.

S. B. 73. An act to amend and re-enact an act relating to roads and bridges, in order to clarify section 5, project 21½ of chapter 17 of the General Assembly of 1920.

S. B. 53. An act relating to roads and bridges, and amending chapter 17 of the General Assembly of Kentucky, 1920, by adding thereto, as project —, extending from Smithland, via Calvert City, via Benton, to Murray.

S. B. 59. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of Kentucky of 1920, by adding thereto, as project —, extending from Bowling Green to the Simpson county line, via L. & N. pike.

S. B. 72. An act relating to public roads.

S. B. 75. An act relating to roads and highways.

S. B. 77. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and to amend chapter 95 of the Acts of the General Assembly of 1922, which is amendatory of the aforesaid section 4356t-5 of Kentucky Statutes, establishing project 10c, and to recreate project 10c.

S. B. 85. An act relating to roads and bridges, and amending chapter 17 of the Acts of 1920, by adding thereto project —, beginning at Barlow, in Ballard county, and extending to Holloway Landing, in Ballard county, on the Ohio river, opposite Mound City, Illinois, and making the same a part of the state primary system of highways.

S. B. 84. An act establishing and making the road leading from Paducah via Sharpe, Palma to Benton, a part of the primary road system of state highways of the Commonwealth of Kentucky.

S. B. 105. An act establishing the road leading from LaGrange by way of Buckner, Pewee Valley and O'Bannon to Anchorage, and thence following the federal primary project to Middletown where it connects with the state primary route No. 17, and making the same a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project 19½.

S. B. 113. An act relating to roads and highways, amending Acts 1920.

S. B. 106. An act establishing a road leading from project 22 at Whitley City, McCreary county, Kentucky, to and intersecting with project 27, at Monticello, Wayne county, and to be designated as project 22B of primary system of state highways.

S. B. 147. An act relating to roads and bridges.

S. B. 139. An act to amend section 57, chapter 17, of the Acts of the General Assembly of Kentucky, 1920, which is now section 4356t-5 of Kentucky Statutes, by Carroll, 1922 edition, relating to roads and bridges and establishing a system of primary roads for the state of Kentucky and making provisions for the establishment, construction and maintenance of the same.

S. B. 118. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as project —, extending from Lancaster to Crab Orchard.

S. B. 142. An act to amend chapter 17 of the Acts of 1920 by adding thereto project —, extending from Hawesville by way of Patesville to a point on project 12, near Fordsville.

S. B. 143. An act to amend chapter 17 of the Acts of 1920 by adding project —, extending from Garfield, on project 8, to Cecelia, on project 12, by way of Custer, Dyer and Constantine.

S. B. 114. An act relating to roads and highways.

S. B. 148. An act to amend section 5, chapter 17, of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and establishing and creating project 2½.

S. B. 157. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project 49-A, extending from Morehead by way of Sandy Hook to Louisa.

S. B. 168. An act to establish project 6½ in the primary system of state highways.

S. B. 169. An act to establish project 28½ in the primary system of state highways.

S. B. 182. An act to establish project 6¾ in the primary system of state highways.

S. B. 183. An act to establish project 39½ in the primary system of state highways.

S. B. 177. An act to amend project 8 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges and road projects.

S. B. 192. An act to amend chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges.

S. B. 203. An act to establish project 68 in the primary system of state highways.

S. B. 189. An act to amend section 5, chapter 17 of the Acts of the General Assembly of 1920, which is section 4356t-5 of Carroll's 1922 Kentucky Statutes, relating to roads and highways, and establishing and creating project —.

S. B. 217. An act relating to roads and bridges.

S. B. 216. An act relating to roads and bridges.

S. B. 268. An act adding project 51 and one-half to the primary system of state highways established by Acts of 1920.

S. B. 244. An act establishing as a part of the primary system, Acts of 1920, chapter 17 the road leading from Tompkinsville to Glasgow and known as the Tompkinsville-Glasgow

pike in Monroe and Barren counties, and designating said road as project 37a.

S. B. 253. An act establishing and making the road leading from Owensboro via Sorgho, West Louisville, St. Joseph and Beech Grove to Dixon a part of the primary system of state highways of the Commonwealth of Kentucky and designating said road as project —.

S. B. 311. An act to amend section 5, project 32 of chapter 17, Acts of General Assembly 1920.

S. B. 111. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project — extending from state project 8 to the Ohio river.

S. B. 298. An act relating to streets and alleys.

And that they had examined and found to be correctly enrolled, bills which originated in the House of the following titles, viz:

H. B. 316. An act relating to banks and fixing the annual state rate on the shares of stock of national banks, state banks and trust companies; prescribing by whom and to whom the taxes shall be paid and limiting the local rates of taxation thereon for county, city, town and school purposes, and providing for the distribution of the fund derived from such taxation, repealing and re-enacting as amended, section 4092 of Kentucky Statutes, Carroll's edition, 1915; providing for a referendum if desired and repealing all laws or parts of laws in conflict herewith.

H. B. 20. An act relating to fiscal courts composed of county judge and county commissioners, amending and re-

enacting section 1850 and subsection 6 of section 1851B, Kentucky Statutes, Carroll's edition, 1922.

H. B. 30. An act to amend and re-enact sections 4130, 4143, 4146, 4147 and 4148, Kentucky Statutes, Carroll's 1915 edition, all relating to revenue and taxation.

H. B. 101. An act to appropriate money for the erection of a poultry building and comfort station or stations on the Kentucky State Fair Grounds.

H. B. 534. An act appropriating money for the operation and maintenance of the various departments, boards, Commissions, institutions and agencies of the state government, except for the legislative and judicial departments, and except for the common schools, for the fiscal year ending June 30, 1925; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

H. B. 535. An act appropriating money for the operation and maintenance of the various departments, boards, commissions, institutions and agencies of the state government, except for the legislative and judicial departments, and except for the common schools, for the fiscal year ending June 30, 1926; designating the funds and sources from which said appropriations are to be paid, and prescribing the manner in which same are to be paid.

Thereupon all other business was suspended, said bills were read at length and compared in open session and found to be correctly enrolled. Thereupon the speaker in open session and in the presence of the House affixed his signature thereto.

Ordered that the senate bills be delivered to the enrolling clerk of the senate.

Ordered that the enrolling clerk of the house deliver the house bills to the senate.

After a time the enrolling clerk delivered the original and enrolled copies of said house bills, duly signed by the president of the senate into the possession of the chief clerk of this house.

Ordered that the chief clerk deliver said bills to the governor.

After a time the chief clerk reported that he had discharged that duty.

At the instance of the committee on rules, the house took up for consideration from the orders of the day a bill entitled:

H. B. 35. An act relating to State Board of Health.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. A board to be known as the State Board of Health is hereby established. It shall consist of nine members, of whom the Governor shall be an ex-officio member and chairman. All other members of the board shall be legally qualified practitioners of medicine or the healing art under the laws of the Commonwealth of Kentucky, except one, who shall be a legally qualified pharmacist. They shall be appointed by the Governor by and with the advice of the Senate. One member of the board shall be a homeopathic, one an electic, and one an osteopathic physician, one a legally qualified pharmacist and the other members of the board to be appointed by the Governor shall be regular legally qualified allopathic physicians. Two of the members appointed by the Governor shall

serve for two years, two for one year, two for three years and two for four years, and their successors shall be appointed for a term of four years. The Governor shall appoint in every case a member, if available, of the same school or system of medicine or the healing art as may be entitled to the vacancy, but at no time shall more than four members to be appointed by the Governor be of the same political faith or party affiliation, and their successors shall be appointed in the same manner. The Governor shall by virtue of his office be president of the State Board of Health.

§ 2. The board shall elect a vice president and a secretary. The vice president shall be a member of the board but the secretary shall not be a member of the board, but shall be the State Health Officer and shall perform the administrative duties of the board at its direction. The board shall fix the salaries of its officers, heads of bureaus and employes and define their duties. The president and secretary and each member of the board shall have authority to administer oaths about matters pertaining to their official duties and the members of the board shall before entering upon the discharge of their duties takes the oath prescribed by the Constitution for state officers.

Section 2047, Kentucky Statutes, Carroll's edition, 1915 and 1917, respectively; and all laws and acts, or parts thereof in conflict herewith are hereby repealed.

Mr. Boling offered the following amendment to said bill, viz:

Amend section 1 of H. B. 35 in the House by striking from said bill lines 2 to 18 both inclusive, and insert in lieu thereof the following:

It shall consist of nine members to be appointed by the Governor by and with the advice of the Senate, all said members to be legally qualified practitioners of medicine, or the

art of healing, save one member who shall be a legally qualified pharmacist. The membership shall be divided as follows: One osteopathic, one homeopathic, one an electic practitioner, one pharmacist and the remaining five to be allopatic physicians. Two members shall be appointed for a term of two years, and their successors to be appointed for a term of four years in each instance. The present members of the State Board of Health appointed by the Governor, which does not include the executive secretary, shall continue to serve throughout the terms for which they were appointed.

The Governor shall appoint in every case a member or members, if available, of the same school or system of medicine or art of healing entitled to the vacancy, but at no time shall more than five members to be appointed by the Governor be of the same political faith or party affiliation, and their successors shall be appointed in the same manner. The appointments to be made by the Governor shall be made from lists furnished him by the regularly organized body of the various schools or systems of medicine and the regularly organized body of pharmacists of this Commonwealth, the said boards or bodies filing lists with the Governor as follows: the allopaths to furnish a list of names of six eligible persons, the homeopaths, osteopaths, electics and pharmacists to furnish a list of three names for each class, from which the Governor shall make his appointments, provided, however, that in the event of failure of the various schools or systems of medicine and the regularly organized body of pharmacists to properly file lists with the Governor as prescribed by this act, then the Governor is empowered to appoint by and with the advice of the Senate members of the State Board of Health as prescribed by law without recommendation.

The Governor shall appoint a secretary of the board, for a term of four years who shall not be a member of the board,

whose salary shall be $4,000.00 annually, and who shall receive his actual necessary traveling expenses, said salary and expenses to be paid as other official salaries and expenses.

Amend section 2 of said bill by striking therefrom lines 1 to 9 both inclusive, and inserting in lieu thereof the following:

The board shall elect a president and vice president from their membership and shall fix the salaries of said officers. The board, upon recommendation of the executive secretary, shall appoint all heads of bureaus and other employes of the board and shall by rules and regulations define their duties, except that the board shall fix the salary of the executive secretary and that officer shall be the state health officer and shall perform the administrative duties as such under the direction of the board. Each member of the board, and the secretary, shall have power to summons witnesses and administer oaths in all matters pertaining to their duties under the law, and each member shall take the same oaths as required by other officers.

The duties, powers, authorities and emoluments of all officers and members of the board, except as herein specifically set out, shall be the same as are now or may hereafter be provided by law.

Mr. Jones moved that said amendment lie on the table.

Said motion was agreed to.

The yeas and nays being required thereon by Messrs. Jones and Knight were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	T. H. Baker	W. B. Belknap
W. B. Ardery	J. H. Baughman	C. W. Bennett

J. E. Bickett	Hector Johnson	E. D. Morris
S. A. Blackburn	J. Roy Johnson	Chas. A. Nelson
Wm. H. Bornhorst	D. C. Jones	F. V. Nunnelly
J. F. Bosworth	T. H. King	J. J. Patterson
J. G. Campbell	T. J. Knight	G. L. Perryman
R. J. Cain	John H. Lawson	H. A. Pulliam
L. F. Coomes	Oscar Leibson	J. L. Richardson
J. R. Dorman	Leon P. Lewis	J. E. Robbins
E. J. Doss	Leroy Lewis	C. W. Ryans
Wm. M. Duncan	Martin Light	G. W. Shadoan
D. E. Edwards	J. Will McFarlin	A. W. Stamper
J. O. Evans	W. J. McMurry	F. L. Strange
H. M. Fultz	R. D. McMurtry	H. Q. Thompson
O. C. Gartin	J. L. Manning	D. D. Thornberry
J. E. Hadden	J. W. Martin	W. S. Tinsley
W. R. Haselwood	E. B. Miller	M. E. Vaughan
H. C. Hawkins	G. W. Morgan	C. D. Vincent
J. W. Howard	J. L. Morgan	E. C. Walker
L. J. Jeter	Wm. J. Moore	F. E. Wilson

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Those who voted in the negative were—

L. D. Bax	G. L. Drury	Arthur Saunders
Homer Beliles	H. C. Duffy	Lee L. Simons
W. M. Boling	T. H. Golden	W. M. Simpson
W. J. Brandenburg	R. O. Huntsman	Geo. W. Smith
W. B. Bush	A. J. Jolly	N. I. Toombs
Allen B. Cammack	H. J. Kegley	J. Wood Vance
Lee Clark	I. T. Layman	W. S. Wallen
Sam Cole	Harry Miller	W. D. Watkins
F. W. Collings	E. E. Palmore	C. Westerfield
J. L. Cushing	V. H. Redwine	
B. F. Day	J. F. Reed	

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Mr. Jones moved that the vote by which said motion was agreed to be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

And so said call was rejected.

Mr. Boling moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

THURSDAY, MARCH 13, 1924.

The House was opened with prayer by the Right Reverend Father Edmund J. Corbey, of the Roman Catholic church, of Mt. Sterling, Kentucky.

The roll was called and the following members answered to their names, viz.:

W. L. Agee	B. F. Day	John H. Lawson
W. B. Ardery	J. R. Dorman	I. T. Layman
T. H. Baker	E. J. Doss	Oscar Leibson
J. H. Baughman	G. L. Drury	Leon P. Lewis
L. D. Bax	H. C. Duffy	Leroy Lewis
W. B. Belknap	Wm. M. Duncan	J. T. Linton
Homer Beliles	D. E. Edwards	W. J. McMurry
C. W. Bennett	J. O. Evans	R. D. McMurtry
J. E. Bickett	H. M. Fultz	J. L. Manning
S. A. Blackburn	O. C. Gartin	J. W. Martin
W. M. Boling	T. H. Golden	E. B. Miller
Wm. H. Bornhorst	J. E. Hadden	Harry Miller
J. F. Bosworth	W. R. Haselwood	G. W. Morgan
W. J. Brandenburg	H. C. Hawkins	J. L. Morgan
W. B. Bush	J. W. Howard	Wm. J. Moore
Allen B. Cammack	R. O. Huntsman	E. D. Morris
J. G. Campbell	L. J. Jeter	Chas. A. Nelson
R. J. Cain	J. Roy Johnson	F. V. Nunnelly
Sherman Chasteen	Hector Johnson	E. E. Palmore
Lee Clark	A. J. Jolly	J. J. Patterson
Sam Cole	D. C. Jones	G. L. Perryman
F. W. Collings	H. J. Kegley	H. A. Pulliam
L. F. Coomes	T. H. King	V. H. Redwine
J. L. Cushing	T. J. Knight	J. F. Reed

J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

The House took up for consideration from the Clerk's desk a resolution of the following title, viz.:

S. Res. 15. Concurrent resolution providing for further compensation for the Clerks of the Senate and the Clerks of the House and the stenographers of said Clerks.

Said resolution is as follows, viz.:

Concurrent resolution providing for further compensation for the Clerks of the Senate and the Clerks of the House and the stenographers to said Clerks.

Whereas, the Clerks of the Senate and the Clerks of the House of Representatives and their stenographers have many arduous and exacting duties requiring many hours of work during the days and nights of the present assembly, and,

Whereas, the per diem is not in any manner adequate for the services they are required to render, and,

Whereas, it has been an unbroken custom for many years by the General Assemblies to further compensate said Clerks and their stenographers for the extra work they are required to do, therefore,

Be it resolved by the Senate, the House of Representatives concurring therein:

That the Chief Clerk and Assistant Clerk of the Senate and the Chief Clerk and Assistant Clerk of the House of Rep-

resentatives and the stenographers to said Chief Clerks be and each of them are hereby allowed the sum of two hundred and fifty dollars as additional compensation, to be paid out of the state treasury and charged to the contingent expense fund of the two Houses and the Auditor of Public Accounts is hereby directed to draw his warrant upon the Treasurer in favor of said Clerks for the amount named in this resolution.

Said resolution was adopted.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	B. F. Day	W. J. McMurry
W. B. Ardery	J. R. Dorman	J. L. Manning
T. H. Baker	E. J. Doss	Harry Miller
L. D. Bax	Wm. M. Duncan	J. L. Morgan
W. B. Belknap	D. E. Edwards	Wm. J. Moore
Homer Beliles	O. C. Gartin	E. D. Morris
C. W. Bennett	T. H. Golden	Chas. A. Nelson
J. E. Bickett	W. R. Haselwood	E. E. Palmore
S. A. Blackburn	H. C. Hawkins	J. J. Patterson
W. M. Boling	J. W. Howard	G. L. Perryman
J. F. Bosworth	R. O. Huntsman	V. H. Redwine
W. J. Brandenburg	Hector Johnson	J. F. Reed
W. B. Bush	A. J. Jolly	J. E. Robbins
Allen B. Cammack	D. C. Jones	C. W. Ryans
J. G. Campbell	H. J. Kegley	G. W. Shadoan
R. J. Cain	T. H. King	Lee L. Simons
Sherman Chasteen	T. J. Knight	Geo. W. Smith
Lee Clark	I. T. Layman	F. L. Strange
Sam Cole	Oscar Leibson	D. D. Thornberry
F. W. Collings	Leon P. Lewis	W. S. Tinsley
L. F. Coomes	Leroy Lewis	N. I. Toombs
J. L. Cushing	J. T. Linton	M. E. Vaughan

C. D. Vincent	E. C. Walker	C. Westerfield
W. S. Wallen	W. D. Watkins	F. E. Wilson

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Those who voted in the negative were—

J. H. Baughman	J. W. Martin	H. A. Pulliam
J. Will McFarlin		

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Mr. Simons moved that the vote by which said resolution was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The House took up for consideration from the Clerk's desk a resolution of the following title, viz.:

S. Res. 20. Resolution providing for furnishing Kentucky Directories.

Said resolution is as follows, viz.:

Resolution providing for furnishing Kentucky Directories.

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the State Librarian is hereby authorized and directed to purchase at not exceeding one dollar and fifty cents per copy, five hundred copies of the book entitled "Kentucky Directory," one thousand nine hundred and twenty four," for the use of the courts, state and county officials and members of the General Assembly of Kentucky. The Librarian will furnish the members of the General Assembly and such officials as may be designated by the presiding officers of the respective Houses a copy of the same and will furnish the state officials with copies thereof and send a copy

thereof to the clerk of the county court of each county of the state, to be kept in his office. The Librarian will furnish the Librarian of each state and territory of the union a copy of said book in exchange for similar books from the said territories and a copy to the Librarian of Congress.

§ 2. It being necessary that the officials should have the books herein provided for, an emergency is declared and this resolution shall take effect upon its adoption and approval by the Governor.

Said resolution was adopted.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
S. A. Blackburn
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
Hector Johnson
J. Roy Johnson
A. J. Jolly
H. J. Kegley
T. H. King
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
J. T. Linton
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
Chas. A. Nelson
E. E. Palmore
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
Geo. W. Smith
F. L. Strange
H. Q. Thompson
D. D. Thornberry

W. S. Tinsley W. S. Wallen C. Westerfield
N. I. Toombs E. C. Walker
C. D. Vincent W. D. Watkins

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There voted in the negative—

J. Will McFarlin —1

Mr. Simons moved that the vote by which said resolution was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed a bill which originated in this House of the following title, viz.:

H. B. 12. An act providing for additional supervision and regulation of the transportation of persons, for compensation, over public highways of motor propelled vehicles; defining automobile transportation companies; providing for additional supervision and regulation thereof by the State Highway Commission or its successors; providing for the assessment and collection of fees and taxes thereon, and providing for the enforcement of the provisions of this act and punishment for violations thereof.

Together with the following amendment thereto by way of substitute therefor.

(For bill see House Journal of January 28, 1924.)

Said substitute is as follows, viz.:

An act providing for the regulation over public highways of motor propelled vehicles carrying passengers for

hire; providing for the assessment and collection and disposition of license fees thereon, excepting motor vehicles operated wholly within the limits of incorporated cities, and providing for the enforcement of the provisions of this act and punishment for the violations thereof.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That each and every person, owner, firm, association or corporation operating a motor propelled vehicle over the public highways of this Commonwealth, carrying passengers for hire, shall pay the following license or privilege fees, to wit:

For each and every motor vehicle having a seating capacity of five passengers or less, $2.50 for each and every passenger seat or space; for such vehicle having a seating capacity of more than five and less than eight, $5.00 for each and every passenger seat or space; for such vehicle having a seating capacity of not less than eight nor more than fifteen, $10.00 for each and every passenger seat or space, and such vehicle having a seating capacity of sixteen or more, $15.00 for each and every passenger seat or space.

The foregoing license or privilege fees are in addition to the registration fees for motor vehicles provided in chapter 88b, Kentucky Statutes, Carroll's 1922 edition, and being chapter —— of Acts of General Assembly, 1920.

§ 2. The license or privilege fees herein provided shall be paid to and received by the county court clerk of the county in which such motor vehicle is registered, and said clerk shall issue to each owner of such motor vehicle or vehicles, paying such fees, a receipt for same made upon blanks furnished by the State Tax Commission and such receipt shall be posted in a conspicuous place on the vehicle so licensed, and for his services in issuing such receipts said Clerk shall be paid thirty cents each by the licensee.

The license or privilege fees provided for herein shall be paid as of the first day of January of each year and if

any person, firm, association or corporation engages in said business of carrying passengers for hire, as above indicated, after the first day of January the fees shall be as many twelfths of the annual fee as there are unexpired months in the calendar year.

§ 3. All fees received hereunder shall be transmitted each Monday to the Auditor of Public Accounts for the benefit of the state road fund.

§ 4. Any person, firm, association or corporation that shall fail to comply with the provisions of this act shall be fined for each offense not less than ten nor more than one hundred dollars and each day's failure to comply with such provisions shall constitute a separate offense.

The provisions of this act shall not apply to motor vehicles operated wholly within the limits of an incorporated city.

This act shall become effective from and after its passage and approval and publication according to law.

Mr. Harry Miller moved that the House do now refuse to concur in said amendment as offered by the Senate.

Said motion was agreed to.

The yeas and nays being required thereon by Messrs. Miller and Huntsman were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Wm. H. Bornhorst	Sam Cole
T. H. Baker	J. F. Bosworth	F. W. Collings
L. D. Bax	W. J. Brandenburg	L. F. Coomes
W. B. Belknap	W. B. Bush	J. L. Cushing
Homer Beliles	Allen B. Cammack	B. F. Day
J. E. Bickett	J. G. Campbell	J. R. Dorman
S. A. Blackburn	R. J. Cain	F. J. Doss
W. M. Boling	Sherman Chasteen	G. L. Drury

Wm. M. Duncan	Leon P. Lewis	Lee L. Simons
D. E. Edwards	Leroy Lewis	A. W. Stamper
O. C. Gartin	J. L. Manning	H. Q. Thompson
T. H. Golden	Harry Miller	D. D. Thornberry
J. W. Howard	J. L. Morgan	W. S. Tinsley
R. O. Huntsman	Wm. J. Moore	N. I. Toombs
Hector Johnson	Chas. A. Nelson	W. S. Wallen
A. J. Jolly	E. E. Palmore	E. C. Walker
D. C. Jones	V. H. Redwine	W. D. Watkins
H. J. Kegley	J. F. Reed	C. Westerfield
John H. Lawson	G. W. Shadoan	F. E. Wilson
I. T. Layman		

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Those who voted in the negative were—

W. B. Ardery	J. Roy Johnson	F. V. Nunnelly
J. H. Baughman	T. H. King	J. J. Patterson
C. W. Bennett	T. J. Knight	G. L. Perryman
Lee Clark	Oscar Leibson	H. A. Pulliam
H. C. Duffy	J. T. Linton	J. L. Richardson
H. M. Fultz	J. Will McFarlin	J. E. Robbins
J. E. Hadden	W. J. McMurry	Geo. W. Smith
W. R. Haselwood	J. W. Martin	F. L. Strange
H. C. Hawkins	E. B. Miller	M. E. Vaughan
L. J. Jeter	E. D. Morris	

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Mr. Miller moved that the vote by which the House refused to concur in the amendment as offered by the Senate be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Simons moved that the session of today be extended indefinitely.

Said motion was agreed to.

Mr. Combs moved that Master Billie Hawkins be made honorary page for the remainder of the session without pay.

Said motion was agreed to.

Mr. Jones, of the Contest Board, heretofore selected by the House of Representatives to determine the issue involved in the case of Roland G. Railey, contestant versus E. E. Palmore, contestee, and to make report to the House upon their findings of fact and law in the matter of determining the contest as to a seat in the House of Representatives from the legislative district composed of the counties of Metcalfe and Monroe, offered the following report and findings of said Contest Board, viz.:

Roland G. Railey, Contestant

vs. Opinion and findings of Contest Board.

E. E. Palmore, Contestee.

The above styled case coming on for hearing upon the pleadings, proof, exhibits and argument of counsel, and the undersigned members of the Contest Board being fully advised, are of the opinion that the contestant, Roland G. Railey, is not entitled to the relief sought in his notice of contest.

Therefore, we are of the opinion that said contest proceedings should be dismissed, and the contestee, E. E. Palmore, declared the duly elected member of the House of Representatives from said district.

In this, our opinion and judgment, we respectfully ask the concurrence of the members of the House of Representatives.

D. C. JONES, *Chairman.*
JOHN H. LAWSON
HARRY B. MILLER
HENRY J. KEGLEY
C. D. VINCENT
R. J. CAIN
HECTOR JOHNSON
W. J. McMURRY
J. WOOD VANCE.

Said report and findings of said Contest Committee were then concurred in by the House.

Mr. Simons offered the following resolution, viz.:

A resolution providing for the payment of expenses of contestant and contestee, and others in the matter of contest of Roland Railey, contestnat, v. E. E. Palmore, contestee, pending and decided in the House of Representatives of the Commonwealth of Kentucky.

(1) Whereas, Roland Railey, of Monroe county, Kentucky, instituted and conducted a contest against E. E. Palmore, of Monroe county, Kentucky, for the office of Representative of and from the —— legislative district of Kentucky, before the House of Representatives of Kentucky, which contest has been heard and determined, and on the —— day of ————, 1924, said contest was decided in favor of E. E. Palmore, and,

Whereas, it appearing that in instituting, prosecuting and defending said contest both parties to said contest have incurred expenses which were necessary thereto, and that the sums set out in the body of this resolution represent the expenses of said parties, therefore,

Be it resolved by the House of Representatives of Kentucky the Senate concurring:

(1) That said expenses, fees and charges herein set out and exemplified by accounts filed with the clerk of the House, be, and the same are now alleged as contingent expenses of the House as follows, to-wit:

John D. Carroll, attorney for contestee	$250.00
C. C. Crabtree, for taking depositions in Monroe county	50.00

The contestee has incurred no other expenses.

William L. Wallace and Leslie W. Morris, attorneys for contestants	400.00
To depositions taken by contestant in Monroe county	39.50
To depositions taken in Metcalfe Co.	7.50
To saddle horses 3 days while taking depositions in Metcalfe county	3.00
To hotel bill in Metcalfe Co., while taking depositions	3.50
To hotel bill in Monroe Co., while taking depositions	6.00
To taxi and railroad fare from Monroe county to Frankfort, Ky., and return	16.00
To board and lodging in Frankfort, Ky., while contest was pending	126.00
To taxis from Capitol Bldg. to Capital Hotel	4.50
To Mayes Printing Co. for printing grounds of contest	6.00
	$212.00

The Clerk of the House is therefore ordered and directed to certify the following to the Auditor of Public Accounts, and upon such certification the Auditor will draw his several warrants upon the Treasury of the State in the sums and in favor of the persons herein indicated as follows, to-wit:

John D. Carroll, attorney's fee	$250.00
C. C. Crabtree, attorney's fee	50.00
William L. Wallace, attorney's fee	200.00
Leslie W. Morris, attorney's fee	200.00
Roland Railey, attorney's fee	212.00
	$912.00

Mr. Robbins offered the following amendment to said resolution, viz:

Amend resolution by striking out all words and figures after "to-wit" in section 1 and ending at figures "$400.00," and insert in lieu thereof these words, "To Contestee $150.00."

Said amendment was adopted.

Mr. Robbins offered the following amendment to said resolution, viz:

Amend after the words "expenses incurred by contestant, '$150,' by striking all words and figures down to figures '$912' and insert in lieu thereof these words: 'To Contestant, '$150.' The Clerk of the House is therefore ordered and directed to certify these two amounts to the Auditor for payment and he is directed to draw his warrant on the Treasurer for the payment of these amounts."

Said amendment was adopted.

Said resolution was then agreed to as amended.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

T. H. Baker	E. J. Doss	R. D. McMurtry
J. H. Baughman	Wm. M. Duncan	J. L. Manning
L. D. Bax	J. O. Evans	Harry Miller
Homer Beliles	O. C. Gartin	G. W. Morgan
J. E. Bickett	T. H. Golden	J. L. Morgan
W. M. Boling	H. C. Hawkins	Wm. J. Moore
Wm. H. Bornhorst	J. W. Howard	E. D. Morris
J. F. Bosworth	R. O. Huntsman	Chas. A. Nelson
R. J. Cain	J. Roy Johnson	G. L. Perryman
Lee Clark	A. J. Jolly	H. A. Pulliam
Sam Cole	T. J. Knight	V. H. Redwine
F. W. Collings	I. T. Layman	J. F. Reed
J. L. Cushing	Leroy Lewis	J. E. Robbins

Arthur Saunders	F. L. Strange	W. S. Wallen
G. W. Shadoan	N. I. Toombs	E. C. Walker
Lee L. Simons	J. Wood Vance	C. Westerfield
Geo. W. Smith	M. E. Vaughan	
A. W. Stamper	C. D. Vincent	

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Those who voted in the negative were—

W. B. Belknap	L. J. Jeter	W. J. McMurry
C. W. Bennett	Hector Johnson	J. W. Martin
Allen B. Cammack	D. C. Jones	E. B. Miller
Sherman Chasteen	H. J. Kegley	F. V. Nunnelly
L. F. Coomes	T. H. King	H. Q. Thompson
B. F. Day	John H. Lawson	W. S. Tinsley
H. C. Duffy	Oscar Leibson	W. D. Watkins
H. M. Fultz	Leon P. Lewis	F. E. Wilson
J. E. Hadden	J. Will McFarlin	

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Mr. Simons moved that the vote by which said resolution, as amended, was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Mr. Redwine offered the following resolution, viz:

Whereas, by the dispensation of a Divine and All Wise Providence, the Executive Mansion has been saddened and softened by the loss of the first child to be born in the mansion, Forrest Gerald Fields, Jr., the son of Mr. Forrest Fields and grandson of our esteemed Governor, the Hon. William J. Fields; now, therefore,

Be it resolved, that this body as the House of Representatives of the General Assembly of Kentucky, extend its sincere and deep sympathy to the members of the Executive family, to the Governor, to his son, Forrest Fields, to the mother and to all of the members of the Executive household,

Be it further resolved, that a copy of this resolution be spread upon the Journal of the House of Representatives, and that a copy be sent to the family of Mr. Forrest Fields. Done at Frankfort, Kentucky, this, the thirteenth day of March, nineteen hundred and twenty-four.

Said resolution was adopted.

Mr. Simons moved that the House do now recess until one-thirty o'clock P. M.

Said motion was agreed to.

And then the House recessed.

AFTERNOON SESSION.

The hour of one-thirty o'clock P. M. having arrived, the Speaker resumed the chair and called the House to order.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 288. An act to repeal and re-enact sections 1726, 1727, 1728 and 1729 of the Kentucky Statutes, Carroll's Edition, 1915, chapter 47, article 11, which related to fees and compensation of sheriffs.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That sections 1726, 1727, 1728 and 1729, and each of them, of the Kentucky Statutes, Carroll's edition, 1915, chapter 47, article II, relating to the fees and compensa-

tion of sheriffs be repealed and re-enacted so that said article and sections as thus re-enacted shall read as follows:

Section 1726. Sheriffs shall be allowed to charge and collect the following fees:

For executing and returning process	$1.00
For serving an order of court and return	.50
For summoning each witness	.25
For summoning an appraiser or receiver	.40
For each day's attendance in the country on a jury or attending a survey or when ordered by court	1.00
For taking any bond which he is authorized or required to take in any action or proceeding	.50

For collecting money under execution or distress warrant, if the debt be paid or the property sold, or a delivery bond given or not complied with, the sheriff shall be entitled to six per cent on the first three hundred dollars and three per cent on the residue; when he shall levy an execution or distress warrant, and the defendant replevies the debt, or the writ is stayed by injunction, appeal or other legal proceedings, or by order of the plaintiff, the officer shall be entitled to half of the above commissions, to be charged to the plaintiff and collected as costs in the case.

For taking recognizance of a witness	$ .25
For levying an attachment	.60

Where money is collected by a sheriff under an attachment he shall be entitled to the same fees as for collecting under an execution.

And when the property attached shall be sold by an officer other than the officer levying the attachment the court shall, in the judgment, make the officer an additional and reasonable allowance for levying the attachment, and the fee of the officer selling the property shall be lessened by that sum, and reasonable charges for removing and taking care of attached property, to be allowed by order of court.

For summoning a garnishee ..... $ .50
For summoning a jury in a misdemeanor case, attending the trial, and conducting the defendant to jail, to be paid by the party convicted 2 00
For serving the process, or arresting the party in such case, to be paid by the party convicted 2.00
For summoning each witness before a grand jury in misdemeanor cases, where an indictment is found, to be paid by the party convicted ..... .25
For serving an order or process of revivor ..... .50
For executing a writ of possession against each tenant or defendant 1.50

For executing ca. sa., the same commission as collecting money on execution. If the debt is not paid, but stayed or secured, half commission.

For summoning and attending a jury in a case of forcible entry and detainer, besides fees for summoning witnesses 3 00

For collecting militia fines and fee-bills, ten per cent to be deducted out of the fee-bill or fine.

For levying a fee-bill ..... $ .50
For serving a notice ..... .50
For serving warrants or process of arrest in bastardy cases 2.00
For serving each order appointing surveyors of roads, to be paid out of the county levy ..... .50
For serving each summons or order of court in applications concerning roads, to be paid out of the county levy, if the road is established, and in all other cases to be paid by the applicant 1.00
For like services in cases of private passways, to be paid by the applicant 1.00

For services rendered in cases in the quarterly courts, sheriffs shall be allowed the same fees given to constables in all cases where the amount claimed is fifty dollars or under.

For executing each writ of habeas corpus, to be paid by the petitioner 1.00
For all services under a writ issued under the chapter entitled "Occupying Caimants"..... 4.00

For attending by himself or deputy any regular or special terms of the county, quarterly or fiscal court a reasonable allowance not exceeding two dollars per day, to be allowed by the county judge and paid out of the county levy.

Section 1727. A sheriff shall not be required to execute any writ, process or summons in a civil case sent to him from another county unless it be accompanied by the fee allowed for executing the same. If the writ, summons or process is not executed, the sheriff shall return the fee.

Section 1728. When a sheriff, or other peace officer, arrests a person charged with a misdemeanor upon a warrant issued from another county, and conveys such person to the county jail of the county from which the warrant issued, he shall receive for his services the same compensation for mileage and expenses as is allowed for conveying a prisoner to the penitentiary, to be paid out of the county levy of such county. The sheriff or officer shall make out and present to the county judge of such county an itemized statement of his mileage and expenses, subscribed and sworn to by him, and the judge may direct the sheriff to pay the same out of any funds in his hands not otherwise appropriated.

For arresting an idiot or lunatic, summoning a jury and attending trial, a reasonable allowance, not to exceed five dollars, to be allowed by the county judge and paid out of the county levy; provided, that the person tried has no estate sufficient to pay for the cost of same, in which event it shall be taxed as costs and paid by the committee of said lunatic or idiot.

Section 1729. The sheriff for collecting the county revenue ten per cent upon the first five thousand dollars and four per cent upon the residue; provided, that in no case shall the annual aggregate compensation of the sheriff for official services exceed the salaries and expenses hereinafter set out:

That in counties having a population of forty thousand inhabitants and less than 75,000 the sheriff shall receive an annual salary of five thousand dollars, and shall be entitled to not exceeding ten deputies, the number of deputies and the compensation of each to be fixed by the sheriff, and approved by the fiscal court, such compensation not to exceed $3,600.00 per annum for the chief deputy, and $2,400.00 per annum for other deputies, and he shall also be entitled to a sum not exceeding six thousand five hundred dollars to cover the necessary expenses of his office, including auto hire, premium on bond, attorney fees, stamps, stationery, telephone, traveling expenses, books, office equipment, and other necessary expenses incident to the conduct of his office and official duties; an itemized statement of which shall be presented to the fiscal court and allowed by it.

That in counties having a population of twenty thousand inhabitants and less than forty thousand, the sheriff shall be allowed not to exceed seven deputies, the number of deputies and the compensation of each to be fixed by the sheriff, and approved by the fiscal court, and he shall also be entitled to a sum not exceeding three thousand five hundred dollars, to cover the necessary expenses of his office, including auto hire, premium on bond, stamps, stationery, telephone, traveling expenses, books, office equipment, and other necessary expenses incident to the conduct of his office and official duties, an itemized statement of which shall be presented to the fiscal court and allowed by it and paid out of the county levy.

That in counties having a population of ten or less than twenty thousand inhabitants, the sheriff shall be allowed not to exceed five deputies. The number of deputies and the compensation of each to be fixed by sheriff and approved by the fiscal court, and he shall also be entitled to a sum not exceed-

ing three thousand dollars to cover the necessary expenses of his office, including auto hire, premium on bond, stamps, stationery, telephone, traveling expenses, books, office equipment, and other necessary expenses incident to the conduct of his office and official duties; an itemized statement of which shall be presented to the fiscal court and allowed by it and paid out of the county levy.

That in counties having a population of less than ten thousand inhabitants, the sheriff shall be allowed not to exceed three deputies, whose salaries shall not exceed three thousand dollars in the aggregate. The number of deputies and the compensation of each to be fixed by the sheriff and approved by the fiscal court, and he shall also be entitled to a sum not exceeding one thousand dollars to cover the necessary expenses of his office, including auto hire, premium on bond, stamps, stationery, telephone, traveling expenses, books, office equipment and other necessary expenses incident to the conduct of his office, an itemized statement of which shall be presented to the fiscal court and allowed by it and paid out of the county levy. Provided, however, that if the fees received by his office are not sufficient to pay the salary of the sheriff's deputies and expenses in connection therewith, that no part of these salaries or expenses shall be payable out of the state treasury or county levy. It is further provided that the sheriff may be permitted to appoint such additional deputies as the fiscal court shall deem necessary and approve the salaries to be paid such additional deputies, and length of term they are to serve shall be fixed by the fiscal court at the time of the approval of their appointment.

§ 2. All acts and parts of acts in conflict with this section are hereby repealed.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and rejected.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz:

Those who voted in the affirmative were—

L. D. Bax
S. A. Blackburn
Wm. H. Bornhorst
J. F. Bosworth
W. B. Bush
Allen B. Cammack
R. J. Cain
Sherman Chasteen
Sam Cole
F. W. Collings
J. L. Cushing
J. R. Dorman
E. J. Doss
O. C. Gartin
T. H. Golden
R. O. Huntsman
J. Roy Johnson
A. J. Jolly
D. C. Jones
John H. Lawson
I. T. Layman
Leroy Lewis
J. L. Manning
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
E. E. Palmore
G. W. Shadoan
Lee L. Simons
A. W. Stamper
H. Q. Thompson
J. Wood Vance
W. S. Wallen
E. C. Walker
C. Westerfield
F. E. Wilson

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Those who voted in the negative were—

W. L. Agee
W. B. Ardery
T. H. Baker
J. H. Baughman
W. B. Belknap
Homer Beliles
C. W. Bennett
W. J. Brandenburg
Lee Clark
B. F. Day
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
Hector Johnson
H. J. Kegley
T. H. King
T. J. Knight
Oscar Leibson
Leon P. Lewis
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. W. Martin
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. F. Reed
J. E. Robbins
W. M. Simpson
Geo. W. Smith
F. L. Strange
W. S. Tinsley
N. I. Toombs
M. E. Vaughan

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Mr. Simons moved that the vote by which the House rejected said bill be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

The clerk produced and read the following invitation from Representative Jones and Senator Brock, viz:

To the members of the General Assembly:

Gentlemen: H. M. Brock and D. C. Jones, senator and representative respectively, from Harlan, Kentucky, extend to each of you a cordial invitation to be present and dine with them in the ballroom of the Capitol Hotel at the hour of 7:30 P. M., Monday, March 17, and your acceptance of this invitation is respectively requested.

H. M. BROCK,
D. C. JONES.

Mr. Simons moved that said invitation be accepted.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 341. An act relating to game birds and game animals, and to amend chapter 122, Acts of 1920, sections 6 and 16 for the protection of deer, wild turkey, pheasants and Hungarian patridges.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That chapter 122, Acts of 1920, section 6, be and the same is amended as to read as follows:

No person shall catch or kill, or pursue with such intent or have the same in possession after it has been caught or killed, any wild turkey, imported pheasant or Hungarian partridge, before the 15th day of November, 1928, and on and after November 15th, 1928, no person shall kill more than two wild turkeys during the open season in any one year, nor more than two pheasants or Hungarian partridges, in any one day when it is lawful to kill them.

That chapter 122, Acts of 1920, section 16, be and the same is so amended as to read as follows:

No person shall in the state of Kentucky, before November 15th, 1928, hunt, pursue, chase, catch, kill, injure or molest any deer or elk. Any person violating this section, or any part thereof, shall, upon conviction, be fined not less than fifty (50) dollars nor more than one hundred (100) dollars for each offense, and on failure to pay such fine, shall be confined in the county jail or workhouse, or placed at labor on any of the public works of the county in which he is convicted and fined, for a length of time not exceeding one day for every one and one-half dollars of said fine.

All acts and parts of acts in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with.

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	J. E. Hadden	Chas. A. Nelson
T. H. Baker	H. C. Hawkins	F. V. Nunnelly
L. D. Bax	J. W. Howard	E. E. Palmore
W. B. Belknap	L. J. Jeter	G. L. Perryman
Homer Beliles	Hector Johnson	V. H. Redwine
C. W. Bennett	J. Roy Johnson	J. F. Reed
J. F. Bosworth	A. J. Jolly	J. L. Richardson
W. J. Brandenburg	D. C. Jones	J. E. Robbins
W. B. Bush	H. J. Kegley	C. W. Ryans
Allen B. Cammack	T. J. Knight	G. W. Shadoan
R. J. Cain	John H. Lawson	Lee L. Simons
Sherman Chasteen	I. T. Layman	W. M. Simpson
Lee Clark	Oscar Leibson	Geo. W. Smith
Sam Cole	Leon P. Lewis	A. W. Stamper
F. W. Collings	J. T. Linton	H. Q. Thompson
J. L. Cushing	J. Will McFarlin	D. D. Thornberry
B. F. Day	W. J. McMurry	W. S. Tinsley
J. R. Dorman	R. D. McMurtry	N. I. Toombs
E. J. Doss	J. L. Manning	M. E. Vaughan
H. C. Duffy	E. B. Miller	W. S. Wallen
Wm. M. Duncan	Harry Miller	E. C. Walker
D. E. Edwards	G. W. Morgan	W. D. Watkins
J. O. Evans	J. L. Morgan	C. Westerfield
H. M. Fultz	Wm. J. Moore	F. E. Wilson
O. C. Gartin	E. D. Morris	

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There voted in the negative—

T. H. King —1

Resolved that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

Mr. Golden of the Committee on Enrollments reported that they had examined and found correctly enrolled bills and

a resolution which originated in this house of the following titles, viz.:

H. Res. 4. Resolution for the benefit of William D. Overton.

H. B. 28. An act to amend and re-enact sections 2740 and 2741 of article 1, chapter 89, Kentucky Statutes, Carroll's edition, 1922, relating to classification of cities and towns.

H. B. 32. An act to amend and re-enact sections 1 and 2 of chapter 52 of the Acts of the General Assembly of 1920, relating to county hospitals in counties and cities of the second and third class.

H. B. 55. An act to create the Thirty-seventh Judicial District of Kentucky; to change and re-arrange the twentieth, the thirty-second, the Thirty-sixth, the twenty-third and the thirty-third judicial districts of Kentucky and thus relieve congested dockets in Boyd and Perry counties; to provide for the holding of courts in each of said Judicial Districts as hereby created, changed and re-arranged, and providing for the appointment and service of a judge and Commonwealth's attorney for said thirty-seventh judicial district; and continuing the present judges and Commonwealth's attorneys in office as such in the same number of the districts to which each was elected.

Thereupon all other business was suspended, said bills and resolution were read at length and compared in open session and found to be correctly enrolled. Thereupon, the speaker, in open session and in the presence of the House, affixed his signature thereto.

Ordered that the Enrolling Clerk deliver said bills to the Senate.

After a time the Enrolling Clerk delivered the original and enrolled copies of said bills and resolution, duly signed by the president of the Senate into the possession of the Chief Clerk of this House.

Ordered that the Chief Clerk deliver said bills and resolution to the governor.

After a time the Chief Clerk reported that he had discharged that duty.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day, a bill entitled:

H. B. 181. An act to amend and re-enact section 1321, Kentucky Statutes.

Said bill is as follows:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 1321, Kentucky Statutes (Carroll's edition 1922), be and the same is hereby amended so as to insert therein after the words "or charity" and before the words "or work" the following: "or work required in the maintenance or operation of chemical, glass or other plants requiring continuous operation," so that said section when thus amended will read as follows:

No work or business shall be done on the Sabbath day, except the ordinary household offices, or other work of necessity or charity, or work required in the maintenance or operation of chemical, glass or other plants requiring continuous operation, or work required in the maintenance or operation of a ferry, skiff or steamboaat, or steam or street railroads. If any person on the Sabbath day shall himself be found at

his own, or at any other trade or calling, or shall employ his apprentices, or other person, in labor or other business whether the same be for profit or amusement, unless such as is permitted above, he shall be fined not less than two nor more than fifty dollars for each offense. Every person or apprentice so employed shall be deemed a separate offense. Persons who are members of a religious society, who observe as a Sabbath any other day in the week than Sunday, shall not be liable to the penalty prescribed in this section, if they observe as a Sabbath one day in each seven, as herein provided.

§ 2. That said section be and the same is hereby reenacted as thus amended.

§ 3. All laws in conflict herewith are hereby repealed.

§ 4. This section shall take effect from and after its passage.

Ordered that said bill be read the third time.

The Constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and rejected.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	B. F. Day	John H. Lawson
W. B. Ardery	J. R. Dorman	Leon P. Lewis
C. W. Bennett	E. J. Doss	W. J. McMurry
J. E. Bickett	Wm. M. Duncan	Harry Miller
W. J. Brandenburg	D. E. Edwards	G. W. Morgan
Allen B. Cammack	O. C. Gartin	J. L. Morgan
J. G. Campbell	H. C. Hawkins	Wm. J. Moore
Sam Cole	J. W. Howard	E. D. Morris
F. W. Collings	D. C. Jones	E. E. Palmore

G. L. Perryman	Lee L. Simons	W. D. Watkins
V. H. Redwine	W. M. Simpson	C. Westerfield
J. F. Reed	Geo. W. Smith	
J. E. Robbins	E. C. Walker	

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Those who voted in the negative were—

T. H. Baker	R. O. Huntsman	J. J. Patterson
J. H. Baughman	L. J. Jeter	J. L. Richardson
Homer Beliles	Hector Johnson	Arthur Saunders
W. M. Boling	J. Roy Johnson	G. W. Shadoan
Wm. H. Bornhorst	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	F. L. Strange
Sherman Chasteen	I. T. Layman	H. Q. Thompson
Lee Clark	Oscar Leibson	D. D. Thornberry
J. L. Cushing	J. T. Linton	W. S. Tinsley
H. C. Duffy	J. Will McFarlin	N. I. Toombs
J. O. Evans	J. W. Martin	J. Wood Vance
H. M. Fultz	E. B. Miller	C. D. Vincent
J. E. Hadden	Chas. A. Nelson	F. E. Wilson
W. R. Haselwood	F. V. Nunnelly	

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Mr. Simons moved that the vote by which said bill was rejected be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz.:

S. B. 465. An act to repeal and re-enact section 15 of chapter 54 of the Acts of the General Assembly of 1918, relating to idiots, lunatics and institutions for their care.

S. B. 245. An act to amend section 3702 of the Kentucky Statutes, Carroll's edition, 1922, relating to violation of ordi-

nances, misdemeanors, imprisonment in the towns of the sixth class.

S. B. 287. An act to amend and re-enact section 4130 of Kentucky Statutes, Carroll's 1922 edition.

S. B. 406. An act to amend section 1851-B of Kentucky Statutes, Carroll's edition, 1915, chapter 41, article 43, relating to county commissioner of Jefferson county by way of addition.

S. B. 99. An act to amend an act entitled "An act for the government of cities of the second class, approved March 19, 1894, so as to enlarge the powers of cities of the second class and to provide for the elimination of grade crossings of the public streets of such cities at grade over the tracks of steam or electric railroads, giving the general council or board of city commissioners power to order and contract for the elimination of such crossings and power to provide for the character of crossing to be substituted therefor, and to designate the plans, specifications and providing for maintenance and reconstruction thereof; terms under which said work is to be done; and further to provide for the method of apportioning the cost of such grade elimination as between such cities and the railroad companies and city railway and interurban railway companies affected thereby, and providing further that such city shall be empowered to issue bonds to provide for the cost of said city's portion of any such work, and to condemn land and property needed for such work.

S. B. 180. An act to regulate the admission of attorneys at law of other states to the practice of law in this Commonwealth.

S. B. 346. An act to amend sections 33 and 35 of the Constitution, relating to membership of the General Assembly.

At the instance of the Committee on Rules, said bills were read at length the first time and ordered to be printed and placed on the Calendar.

The Committee on Rules reported the following bills, viz.:

H. B. 499. An act to amend and re-enact section 3563 of Kentucky Statutes, relating to public streets, alleys, sidewalks, roads, lanes, avenues, highways and thoroughfares in cities of the fourth class.

S. B. 50. An act amending and re-enacting section 25 of an act entitled an act creating boards of education in cities of the second class; providing for the election thereof; defining their powers and duties and repealing all laws in conflict herewith.

With the expression of opinion that said bills ought to pass.

Said bills were severally read at length the first time and ordered to be placed on the Calendar.

A message was received from the Senate announcing that they had concurred in a resolution which originated in this House of the following title, viz.:

Concurrent resolution memoralizing Congress in relation to disabled soldiers of the late war.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 215. An act to enable the board of sinking fund commissioners to purchase ground contiguous to the state capitol.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. The Board of Sinking Fund Commissioners are hereby authorized and empowered to purchase such ground as may in their discretion be necessary contiguous to the state capitol to straighten the state line and to beautify the approach to the state capitol, and to pay therefor such sum or sums as may be fair and reasonable in their discretion.

§ 2. If such purchase or purchases should be made the amount due by contracts to be paid therefor shall be set apart by the Auditor of Public Accounts and the Treasurer out of the general fund. Said sum shall be paid out by the Treasurer upon the order of the Board of Sinking Fund Commissioners when such order is signed by the chairman and secretary.

§ 3. The Board of Sinking Fund Commissioners shall cause to be kept by its secretary a true and complete record of all money paid out by him, for what purpose and under whose order and direction.

Monthly statements shall be made to the Governor by the said secretary and a full and complete report shall be made to the General Assembly regular or extra session.

§ 4. The commissioners will file with the Governor an itemized statement of all of their acts under this law.

Mr. Robbins offered the following amendment to said bill, viz.:

"Amend section 1 by adding after the word 'secretary,' in line 6, the following words: 'The amount to be so expended shall not exceed five thousand dollars'."

Said amendment was disagreed to.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery
W. B. Belknap
J. E. Bickett
S. A. Blackburn
Wm. H. Bornhorst
J. F. Bosworth
Allen B. Cammack
R. J. Cain
Sherman Chasteen
Sam Cole
F. W. Collings
J. L. Cushing
J. R. Dorman
E. J. Doss
G. L. Drury
Wm. M. Duncan
J. O. Evans
O. C. Gartin
T. H. Golden
R. O. Huntsman
A. J. Jolly
T. J. Knight
Leroy Lewis
J. L. Manning
J. W. Martin
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
E. E. Palmore
V. H. Redwine
J. F. Reed
Lee L. Simons
W. M. Simpson
H. Q. Thompson
W. S. Tinsley
J. Wood Vance
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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Those who voted in the negative were—

W. L. Agee
T. H. Baker
J. H. Baughman
Homer Beliles
C. W. Bennett
W. M. Boling
J. G. Campbell
Lee Clark
B. F. Day
H. C. Duffy
D. E. Edwards
H. M. Fultz
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
L. J. Jeter
Hector Johnson
J. Roy Johnson
T. H. King
John H. Lawson

I. T. Layman	E. B. Miller	C. W. Ryans
Oscar Leibson	Chas. A. Nelson	Arthur Saunders
Leon P. Lewis	F. V. Nunnelly	G. W. Shadoan
J. T. Linton	J. J. Patterson	F. L. Strange
J. Will McFarlin	G. L. Perryman	D. D. Thornberry
W. J. McMurry	J. L. Richardson	N. I. Toombs
R. D. McMurtry	J. E. Robbins	C. D. Vincent

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 171. An act to amend and re-enact section 347 of the Criminal Code of Practice, sixth edition, 1919, edited by Hon. John D. Carroll.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 347 of the Criminal Code of Practice, sixth edition (1919) one thousand nine hundred and nineteen, edited by John D. Carroll, be and the same is hereby amended and re-enacted so that same, when amended and re-enacted, shall read as follows:

"The Court of Appeals shall have appellate jurisdiction in penal actions and prosecutions for misdemeanors in the following cases only, viz.: If the judgment be for a fine exceeding $300.00, or for imprisonment exceeding sixty days

(60), or if the judgment be for the defendant, in cases in which a fine exceeding $300.00, or confinement exceeding sixty (60) days, might have been inflicted."

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and rejected.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

L. D. Bax	J. L. Cushing	F. V. Nunnelly
J. E. Bickett	J. R. Dorman	G. L. Perryman
S. A. Blackburn	T. H. Golden	V. H. Redwine
W. M. Boling	H. C. Hawkins	Lee L. Simons
J. F. Bosworth	R. O. Huntsman	W. M. Simpson
Allen B. Cammack	J. Roy Johnson	C. D. Vincent
R. J. Cain	T. J. Knight	E. C. Walker
Sam Cole	Oscar Leibson	W. D. Watkins
F. W. Collings	Harry Miller	C. Westerfield

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Those who voted in the negative were—

W. L. Agee	G. L. Drury	T. H. King
W. B. Ardery	Wm. M. Duncan	John H. Lawson
T. H. Baker	D. E. Edwards	I. T. Layman
J. H. Baughman	J. O. Evans	Leon P. Lewis
Homer Beliles	H. M. Fultz	Leroy Lewis
C. W. Bennett	J. E. Hadden	J. T. Linton
Wm. H. Bornhorst	W. R. Haselwood	J. Will McFarlin
W. J. Brandenburg	J. W. Howard	W. J. McMurry
J. G. Campbell	L. J. Jeter	R. D. McMurtry
Sherman Chasteen	Hector Johnson	J. L. Manning
B. F. Day	D. C. Jones	J. W. Martin
E. J. Doss	H. J. Kegley	E. B. Miller

G. W. Morgan	J. E. Robbins	W. S. Tinsley
J. L. Morgan	C. W. Ryans	N. I. Toombs
Wm. J. Moore	Arthur Saunders	J. Wood Vance
E. D. Morris	Geo. W. Smith	M. E. Vaughan
Chas. A. Nelson	A. W. Stamper	W. S. Wallen
E. E. Palmore	F. L. Strange	F. E. Wilson
J. J. Patterson	H. Q. Thompson	
J. F. Reed	D. D. Thornberry	

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Mr. Simons moved that the vote by which said bill was rejected be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 408. An act to amend and re-enact section 3766c, Kentucky Statutes, Carroll's edition, being chapter 93b of the Acts of 1912, regulating the sale of opium.

Said bill is as follows, viz.:

That section 3766c, Kentucky Statutes, Carroll's edition, being chapter 93-b of the Acts of 1912, regulating the sale of opium, be amended and re-enacted so that said section, when amended and re-enacted, shall read as follows, to-wit:

§ 3766c-1. Opium or its alkaloidal salts or their derivatives, or any admixture containing opium or its alkaloidal salts or their derivatives shall be sold or dispensed only by a registered pharmacist upon the original written, dated and signed prescription of a legally licensed physician, or dentist, or veterinary surgeon, and only one sale shall be made on said prescription, and each such prescription shall state upon its face the quantity of said opium, its alkaloidal salts or their derivatives also the name of the patient and the date said

prescription is filled. And opium or its alkaloidal salts or their derivatives, or any admixtures containing opium or its alkalodial salts or their derivatives, shall be sold at wholesale only to registered pharmacists, legally qualified physicians, dentists and veterinary surgeons; provided, however, that any preparation, patent, proprietary or otherwise, containing not more than two grains of opium or one-fourth of a grain of its alkalodial salts or their derivatives to the ounce, or admixture of ipecac and apoum, commonly known as Dover's Powder, or the antispasmodic mixtures of the National Formulary official at the time of sale, or lotions, linaments, suppositories, ointments and plasters plainly labeled "for external use only," may be sold or dispensed by registered pharmacists without any prescription. Any registered pharmacist, legally licensed physician, dentist or veterinary surgeon or any person not a registered pharmacist, licensed physician, dentist or veterinary surgeon, who shall prescribe for, procure for, or sell, or dispense to any person opium or its alkaloidal salts or their derivatives, or any admixture containing opium or its alkoloidal salts or their derivatives, or otherwise deal in the same for any purpose other than for the legitimate use, or any person who shall forge or utter a forged prescription for opium or its alkaloidal salts, or any admixture containing opium or its alkaloidal salts, or their derivatives, shall thereby render himself amenable to the penalties as in this section provided; and, provided further, that the provisions of this section shall not apply to the sales made by wholesale druggists to each other or to registered pharmacists or to legally licensed physicians, dentists or veterinary surgeons or to hospitals, sanatoriums, colleges, public and scientific institutions, nor to sales made to manufacturers of proprietary or pharmaceutical preparations for use in the manufacture of such preparations, nor to the sale at wholesale to general merchants or at retail by general merchants of patent or proprietary medicines containing not more than two grains of opium or one-fourth grain of morphine or one-fourth grain of heroin or three-fourths grain of codeine in one

ounce. Any person failing to comply with the requirements of this act shall on first conviction be fined not less than one hundred dollars ($100.00) nor more than five hundred dollars ($500.00), or shall be confined in jail for not less than thirty (30) days, nor more than one (1) year, or both so fined and imprisoned, and upon second conviction shall be confined in the penitentiary not less than one (1) year nor more than five (5) years. Any registered pharmacist, licensed physician, dentist or veterinary surgeon, in addition to the penalty herein provided, on second conviction shall forfeit his certificate to practice pharmacy, medicine, dentistry or veterinary surgery.

Mr. Ryans offered the following amendment to said bill, viz.:

Amend H. B. 408 in line 23 by inserting after the word "person" the following: "or who shall unlawfully possess."

Said amendment was adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	W. B. Belknap	S. A. Blackburn
T. H. Baker	Homer Beliles	W. M. Boling
J. H. Baughman	C. W. Bennett	Wm. H. Bornhorst
L. D. Bax	J. E. Bickett	J. F. Bosworth

Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
J. L. Cushing
J. R. Dorman
E. J. Doss
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
E. B. Miller
Harry Miller
G. W. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. F. Reed
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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Those who voted in the negative were—

W. L. Agee
W. J. Brandenburg
B. F. Day
J. W. Martin
J. L. Morgan

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 409. An act to amend and re-enact section 2635a of the Kentucky Statutes, Carroll's edition, regulating the sale of cocaine and its salts and alpha and beta eucaine or their salts or any admixture containing cocaine or eucaine.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 2635a of the Kentucky Statutes, Carroll's edition, regulating the sale of cocaine and its salts, and alpha and beta eucaine or their salts, or any admixture containing cocaine, be amended and re-enacted so that said section, when amended and re-enacted, shall read as follows, to-wit:

§ 2635a. Alkaloid cocaine, or its salts, or alpha or beta eucaine or their salts, or any admixture containing cocanie or eucaine, shall be sold at retail or dispensed only upon the original written prescription of a legally qualified physician or dentist, or veterinary surgeon, and only one sale shall be made on said prescription. Each prescription containing alkaliod cocaine or its salts, or alpha or beta eucaine or their salts, or any admixture containing cocaine or eucaine, filled by registered pharmacists, shall have written upon its face the quantity thereof, the name of the patient, the date it is filled, and the prescription file of each registered pharmacist shall be open to the inspection of the members of the Kentucky Board of Pharmacy, or its authorized inspector, or the coroner of the county, and alkaloid cocaine, or its salts, or alpha or beta eucaine or their salts, or any admixture containing cocaine or eucaine shall be sold at wholesale only to pharmacists registered under this act and to legally qualified physicians and dentists, and veterinary surgeons. Any reg-

istered pharmacist, licensed physician, dentist or veterinary surgeon, or any person not a registered pharmacist, licensed physician, dentist or veterinary surgeon, who shall prescribe for, procure for, or sell, or dispense to any person alkaloid cocaine, or its salts, or alpha or beta eucaine, or their salts, or any admixture containing cocaine or eucaine, or otherwise deal in the same for any purpose other than for legitimate use, or any person who shall forge or utter a forged prescription for alkaloid cocaine, or its salts, or alpha or beta eucaine or their salts, or any admixture containing alkaloid cocine or eucaine, shall on first conviction be fined not less than one hundred dollars ($100.00) nor more than five hundred dollars ($500.00), or shall be confined in jail for not less than thirty (30) days nor more than one (1) year, or both so fined and imprisoned, and upon second conviction shall be confined in the penitentiary not less than one (1) year nor more than five (5) years. Any registered pharmacist, licensed physician, dentist or veterinary surgeon, in addition to the penalty herein provided, on second conviction shall forfeit his certificate to practice pharmacy, medicine, dentistry or veterinary surgery.

Mr. Ryans offered the following amendment to said bill, viz.:

Amend H. B. 409 by adding in line 24 after the word "person" the following: "or who shall unlawfully possess."

Said amendment was adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery
T. H. Baker
L. D. Bax
C. W. Bennett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
Allen B. Cammack
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
L. J. Jeter
J. Roy Johnson
A. J. Jolly
D. C. Jones
T. H. King
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
J. T. Linton
W. J. McMurry
R. D. McMurtry
J. L. Manning
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
J. Wood Vance
C. D. Vincent
W. S. Wallen
W. D. Watkins
C. Westerfield
F. E. Wilson

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There voted in the negative—

J. W. Martin —1

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 354. An act to provide for the construction, reconstruction, maintenance, altering, repairing or changing of sewers in cities of the third class and to provide for the payment for same and creating a lien therefor upon the property benefited and to repeal subsection 8 of section 3290 of Kentucky Statutes, relating thereto.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Wherever the word "Council" is used in this act the same shall mean the Common Council of third class cities or its Board of Commissioners where the commission form of government may have been adopted in such city.

The council of cities of the third class may construct or reconstruct, maintain, alter, repair or change sewers in such manner and at such time as the council shall by ordinance declare, either by general taxation or at the cost of the property owners.

No resolution declaring the necessity for any of the improvements provided by this act shall be required.

Where the city has not been laid off into sewer districts as hereinafter provided, or where less than an entire district is affected, the council may by ordinance designate the property to be benefited by general description thereof and ratably apportion all or any portion of the cost of such improvement including streets or intersections, either upon the superficial area of such property and against the owners thereof, or according to the frontage of such property benefited by such improvement, or upon the assessed value of such property together with improvements thereon as shown by the next

preceding assessment for general taxation, or may apportion said cost in part to superficial area or according to frontage of property benefited or according to assessed valuation, as in its discretion shall be most equitable, and its determination relative thereto shall be final, and a lien shall be created upon such property for the cost of said improvement from the time of such apportionment. And all the steps and proceedings, terms and conditions for ordering, letting, performing, accepting and apportioning said improvement and the cost thereof and creating, perfecting and enforcing the lien therefor shall be as hereinafter set out in case of construction of a system of sewers.

§ 2. The council may by ordinance, construct, build, maintain, repair, alter or change a system of sewers, including sewering of the intersections of streets and public ways at the cost of the property owners of said city, but if so construed the same shall be done as follows:

The council shall by ordinance divide the city into one or more sewer districts as in their judgment shall be most suitable for the purpose of such improvement, but not less than one district shall be sewered at one time. The manner of apportioning the cost of such construction, reconstruction, maintaining, repairing, altering or changing a sewer system in such district shall be specified in the ordinance directing said improvement to be made. The cost of sewering an entire district shall be apportioned among the property owners of said district ratably according to the superficial area of said property owners' holdings in said sewer district, or according to the assessed valuation of such real estate and improvements thereon; or said cost may be apportioned in part according to superficial area, and in part according to assessed valuation, in the discretion of the council and as to them seems most equitable, and such action shall be final. The council may in its discretion direct that the cost apportioned to the superficial area of streets, alleys, public ways and property owned by the city, or any part of same lying in such sewer

district be paid by the city, in the same proportion and in the same manner as such cost may be assessed against the superficial area of property owners in said sewer district; or said council may direct any part of the cost of said improvement to be paid by the city out of its general revenue or out of any other fund that may be available for such purpose. If any portion of said cost is apportioned and directed to be paid according to the valuation of real estate and improvements thereon in said district, then such apportionment shall be fixed and made, and based upon the last preceding assessment of such real property together with improvements thereon made by said city for the purposes of taxation.

The construction of such sewer system may include a sewage disposal plant, sewage pumping plant and mains and laterals which are for the common use and benefit of all the sewer districts and the cost thereof may be ratably distributed and apportioned among the property holders of all the districts improved. And any outlying sewer district subsequently improved shall upon connection with the system pay to the city such sum as the council shall fix, which shall be ratably distributed and assessed against the property therein and collected with the cost of sewering such district and said sum shall be kept separate and applied only to the maintenance and upkeep of said sewer system in order to equalize the cost of such disposal plant and mains.

In the construction of such system the city may incorporate therein any sewers which have been theretofore constructed which in the judgment of the council may be proper and suitable for such purpose and in such event a proper and equitable credit or abatement shall be made on account thereof against the property or the property owners served by such sewers. But this provision as to payment shall not apply where the city has paid for such sewers. And shall only apply where the property owner shall have himself personally paid for the sewer so taken.

After the council shall have by ordinance described and numbered each sewer district it shall thereafter be sufficient

in referring to such district either in construction ordinances, contracts or advertisements or in any other place to refer to the number of said district alone without particular description thereof by metes and bounds.

A contract for the construction of such improvement shall be let upon competitive bidding to the lowest and best bidder, but the same shall not be let until after advertisement therefor shall have been published at least once in a newspaper of said city ten (10) days prior to the awarding of such contract; provided, that if said bids are excessive and in the judgment of the council the city can purchase material and perform the labor of said work at a less cost than said bids, it shall have the right and authority to do so.

The contractor shall be required by the city to give bond for the faithful discharge of his contract with approved surety thereon.

Upon the completion of the improvement of any district the engineer for the city shall make the estimate and apportionment of cost to each property owner therein in accordance with the ordinance ordering said work and submit the same to the council. Such estimate shall be published once in a newspaper of said city at least three days before the same is approved by the council and the persons affected thereby shall within such time lodge with the clerk of the city written protest or complaint, if any, relative thereto or relative to any other matter concerning said improvement or the proceedings affecting same, and the same shall be considered and disposed of by the council before the estimate and apportionment is approved. The council shall have power to make such corrections or adjustments in the estimate or apportionment of cost or relative to any other matter concerning the improvement or proceedings affecting the same as may in the judgment of such body be just and equitable, and the same shall be entirely within their discretion, and their judgment thereupon shall be conclusive and binding upon all parties, except in case of actual fraud on the part of such council.

When such estimate and apportionment is approved by the council the same shall as of that date become a lien upon the property against which the same is assessed superior to all liens prior or subsequent, except state, county and city general taxes and of equal dignity with other improvement liens and shall become due and payable at once. A warrant of even date with the approval of said apportionment in such form as may be prescribed by the city shall be issued and delivered by the city clerk to the contractor against each property owner and shall bear interest from the date thereof and if not paid within thirty (30) days after said date, a penalty of ten (10%) per centum thereof shall be added thereto. Such liens may be enforced by proceedings in equity in the circuit court of the county in which the city is, in which proceedings any and all property owners whose property is subject to lien by the same contract may be included as defendants. And in such proceedings it shall only be necessary to allege that the improvement was made and the cost thereof apportioned pursuant to ordinances and contracts adopted and made by the city without pleading the same at length and the warrant filed with the petition in the case as part thereof shall be prima facie evidence that all steps necessary to perfect a lien against the property have been duly taken. And the council or the court aforesaid shall at all times have power and discretion and it shall be their duty to make any orders or changes or corrections and take any steps that may be necessary to perfect and preserve said lien and such lien shall not be defeated by reason of any error, omission, oversight, or failure, jurisdictional or otherwise, on the part of the city, its council, agents or employes or any other person performing any function in connection therewith, if the improvement has been constructed and accepted substantially as provided either by the ordinance or the contract.

If the apportionment be not made in the name of the true owner of the statute of limitations shall not begin to run until it is so made.

§ 3. The council may provide by the ordinance requiring the construction of such improvement that the same shall be done upon the ten year or other less annual installment payment plan. In such event when any such improvement shall have been completed and the estimate of cost thereof approved, the council shall by ordinance apportion such cost as hereinbefore provided and levy a tax against the property affected thereby for the payment thereof upon such annual installment payment plan and all subsequent proceedings relative thereto shall be had and taken under and controlled by the provisions of chapter 129 of the Acts of the General Assembly of 1922, providing therefor the same being entitled, "An act to amend an act entitled an act to amend and re-enact sections 3449, 3450, 3451, 3452, 3453, 3454, 3455, 3456, 3457, 3458, 3459 of the Kentucky Statutes relative to the control and improvement of public streets, alleys, sidewalks, roads, lanes, avenues, highways and thoroughfares in cities of the third class."

§ 4. The proceeds of the sale of any bonds heretofore voted for the purpose of construction, reconstruction, repairing, altering or changing sewers, or any funds set apart for such purposes may be used by the city for the payment of any part of the cost of such work designated by ordinance to be paid by the city.

§ 5. The council may include the construction, reconstruction, alteration or repair of sewers in and as a part of the improvement of any street, alley or public way by paving, curbing, guttering or repairing same and assess and apportion and collect the cost of same as a part of the cost of such improvement.

§ 6. If any section of this act be declared unconstitutional the same shall not affect the validity of any other part of the act.

§ 7. Subsection 8 of section 3290, Kentucky Statutes, and all other Acts or parts of acts in conflict herewith are hereby repealed.

§ 8. Whereas many cities of the third class in the Commonwealth are suffering and the health of the respective communities being endangered by reason of lack of sewer facilities, an emergency is declared to exist and this act shall take effect from and after its passage.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with,

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	D. E. Edwards	J. L. Manning
T. H. Baker	J. O. Evans	J. W. Martin
L. D. Bax	O. C. Gartin	E. B. Miller
W. B. Belknap	T. H. Golden	Harry Miller
Homer Beliles	J. E. Hadden	G. W. Morgan
C. W. Bennett	H. C. Hawkins	J. L. Morgan
S. A. Blackburn	J. W. Howard	E. D. Morris
W. M. Boling	R. O. Huntsman	Chas. A. Nelson
J. F. Bosworth	Hector Johnson	F. V. Nunnelly
Allen B. Cammack	J. Roy Johnson	E. E. Palmore
J. G. Campbell	A. J. Jolly	J. J. Patterson
R. J. Cain	D. C. Jones	G. L. Perryman
Sherman Chasteen	H. J. Kegley	V. H. Redwine
Lee Clark	T. H. King	J. F. Reed
Sam Cole	T. J. Knight	J. E. Robbins
F. W. Collings	John H. Lawson	Arthur Saunders
J. L. Cushing	I. T. Layman	G. W. Shadoan
B. F. Day	Leon P. Lewis	Lee L. Simons
E. J. Doss	J. T. Linton	W. M. Simpson
G. L. Drury	J. Will McFarlin	H. Q. Thompson
Wm. M. Duncan	W. J. McMurry	D. D. Thornberry

W. S. Tinsley	C. D. Vincent	C. Westerfield
N. I. Toombs	W. S. Wallen	F. E. Wilson
J. Wood Vance	E. C. Walker	
M. E. Vaughan	W. D. Watkins	

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Resolved that the title thereof be as aforesaid—

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 362. An act relating to revenue and taxation.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Every person, firm, partnership or corporation in the Commonwealth of Kentucky engaged in the business of exhibiting an underground cavern or caverns, cave or caves, where an admission is charged for persons viewing such underground cavern or caverns, cave or caves, or where a collection is taken from the person so viewing said cavern or cave, shall pay to the Commonwealth of Kentucky a tax of fifteen cents per head for each and every person so viewing such cavern or caverns, cave or caves whether the same be collected by an admission fee or a collection, same to be paid and reported as follows:

§ 2. Upon the first day of July and the first day of January in each and every year, every person, firm, partnership or corporation owning or exhibiting such cavern or cave,

either as owner, agent or lessee, shall upon blanks to be furnished to such by the State Tax Commission the number of persons viewing such cavern or cave within the six months previous to the making of the report and at the same time pay a tax of fifteen cents per person, whether an admission fee be charged or collection taken up.

§ 3. Every person, firm, corporation or partnership failing to make the report as above required or to pay the tax, within ten days after the first days of July and December in each and every year, shall be deemed guilty of a misdemeanor and upon conviction fined not less than $100.00 nor more than $500.00 for each offense. Every day's delinquency in making the report or paying the tax shall be deemed a separate offense.

§ 4. Such person, firm, corporation or partnership owning or operating such caverns or caves above set out shall require every person entering or viewing the same to register in a book to be kept for that purpose, which book or any other record of the person, firm or corporation shall at all times be open to the inspection of the State Tax Commission, its officers, agents or any county attorney or Commonwealth's attorney of the county in which said caverns or caves are located.

Mr. Vance offered the following amendments to said bill, viz.:

Amend H. B. 362 in the House by adding the following language between the words "collection" and "same" in line 9 of section 1; "providing that such cave or caves as may be open to the public after this law takes effect shall not be required to pay the tax provided for herein during the first five years of such opening or display.

Amend H. B. 362 by inserting after section 4 on page 2 a new section which shall read as follows: The above tax when

reported and collected shall be credited to the State Road Fund.

Amend H. B. 362 by striking out the words "fifteen cents" in line 7 of section 1 on page 2 and insert in lieu thereof the words "twenty cents."

Amend H. B. 362 by striking out the words "fifteen cents" in line 7 of section 2 on page 2 and insert in lieu thereof the words "twenty cents."

Said amendments were each and severally adopted.

Ordered that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

T. H. Baker	R. J. Cain	J. W. Howard
L. D. Bax	Lee Clark	R. O. Huntsman
W. B. Belknap	Sam Cole	L. J. Jeter
C. W. Bennett	F. W. Collings	A. J. Jolly
J. E. Bickett	J. L. Cushing	H. J. Kegley
S. A. Blackburn	F. J. Doss	T. H. King
W. M. Boling	G. L. Drury	T. J. Knight
Wm. H. Bornhorst	Wm. M. Duncan	I. T. Layman
J. F. Bosworth	D. E. Edwards	Leon P. Lewis
W. J. Brandenburg	O. C. Gartin	W. J. McMurry
W. B. Bush	T. H. Golden	R. D. McMurtry
Allen B. Cammack	J. E. Hadden	J. L. Manning
J. G. Campbell	H. C. Hawkins	J. W. Martin

E. B. Miller	G. L. Perryman	J. Wood Vance
G. W. Morgan	J. F. Reed	M. E. Vaughan
Wm. J. Moore	G. W. Shadoan	C. D. Vincent
E. D. Morris	Lee L. Simons	E. C. Walker
Chas. A. Nelson	W. M. Simpson	W. D. Watkins
F. V. Nunnelly	H. Q. Thompson	C. Westerfield
E. E. Palmore	D. D. Thornberry	F. E. Wilson
J. J. Patterson	N. I. Toombs	

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Those who voted in the negative were—

W. L. Agee	John H. Lawson	V. H. Redwine
Homer Beliles	Leroy Lewis	J. E. Robbins
H. M. Fultz	J. T. Linton	A. W. Stamper
Hector Johnson	J. Will McFarlin	W. S. Tinsley
J. Roy Johnson	J. L. Morgan	

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Resolved that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 465. An act to amend and re-enact sections 331a-3 and 331a-15 of Kentucky Statutes, Carroll's 1922 edition, being sections 3 and 15 respectively of chapter 72, page 212 of the Acts of the General Assembly of 1914, entitled "An act to regulate the labor and employment of children and minors and to make the provisions thereof effective" approved by the Governor March 25, 1914, by requiring the employment certificates provided for in section 331a-3 to be issued in duplicate and for the forwarding of the duplicate

copy to the State Labor Inspector, and by including the distribution and sale of newspapers in the occupations of boys between the ages of fourteen and sixteen years, enumerated in section 331a-15.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 331a-3, Kentucky Statutes, Carroll's one thousand nine hundred and twenty-two edition, the same being section three of an act entitled, "An act to regulate the labor and employment of children and minors and to make the provisions thereof effective" by adding thereto at the end thereof the following words:

"Said certificates shall be issued in duplicate and the duplicate copy of each certificate shall be forwarded by the issuing officer to the office of the State Child Labor Inspector not later than the tenth day of the next succeeding month."

So that section 331a-3 as so amended be re-enacted to read in full as follows:

"3. Employment certificates shall be issued only by the superintendent of schools or by a person authorized by him in writing, acting in his name. Where there is no local superintendent of schools they shall be issued by the county superintendent of schools, or by a person so authorized by him. Said certificates shall be issued in duplicate and the duplicate copy of each certificate shall be forwarded by the issuing officer to the office of the State Child Labor Inspector, not later than the tenth day of the next succeeding month."

§ 2. That section 331a-15, Kentucky Statutes, Carroll's one thousand nine hundred and twenty-two edition, the same being section fifteen of an act entitled, "An act to regulate the labor and employment of children and minors and to make provisions thereof effective," approved by the Governor March 21st, one thousand nine hundred and fourteen, be

amended by inserting the word "newspapers," followed by a comma, in said section immediately preceding the word "magazines," in the second sentence thereof, which sentence deals with employment in street occupations of boys between fourteen and sixteen years of age, so that section 331a-15 as so amended be re-enacted to read in full as follows:

"No boy under fourteen years of age, nor girl under eighteen years of age shall be employed, permitted or suffered to work at any time in any city of the first, second or third class in or in connection with the street occupations of peddling, boot-blacking, the distribution or sale of newspapers, magazines, periodicals or circulars, nor in any other occupation pursued in any street or public place. No boy between fourteen and sixteen years of age shall be employed, permitted or suffered to work in any city of the first, second or third class in or in connection with the street occupations of peddling, boot-blacking, the distribution or sale of newspapers, magazines, periodicals or circulars, nor in any other occupation pursued in any street or public place except upon the following conditions:

"(A) Boys between fourteen and sixteen years of age shall, upon application to the school authorities, as in the case of an employment certificate, and upon compliance with all of the requirements for the issuance of an employment certificate, be entitled to receive from the officer authorized to issue employment certificates a badge, which shall authorize the recipient to engage in the trades or occupations above mentioned between the hours of six o'clock a. m. and eight p. m. of each day, but at no other time. Such badge shall be displayed conspicuously by the recipient while so engaged and shall be renewed annually on the first day of January. The color of all such badges issued in the same calendar year shall be the same and said color shall be changed each year upon renewal.

"(B) Boys between fourteen and sixteen years of age who comply with all of the requirements for the issuance of an employment certificate except the educational requirement

(that is, the filing of a school record or the passing of an examination in lieu thereof) shall be entitled to receive from the officer authorized to issue employment certificates a badge which shall authorize the recipient to engage in the above mentioned trades or occupations at such time or times between six a. m. and eight p. m. in each day as the public schools of the city or district where such boy resides are not in session, but at no other time. All such badges issued in the same calendar year shall be of the same color; but in either form, design or color shall be so different from the badges issued to boys who comply with the educational requirements above mentioned as to be readily distinguishable therefrom. Such badges shall be renewed annually upon the first of January, and their color shall be changed each year upon renewal.

"Any child who shall engage in any such street occupation in violation of any of the provisions of this section shall be deemed delinquent and shall be brought before any court or magistrate having jurisdiction over delinquents, and shall be dealt with according to law. The labor inspectors, truant officers, police officers, and juvenile court probation officers shall enforce the provisions of this section. Whoever furnishes or sells to any minor any article of any description with the knowledge that said minor intends to sell said articles in violation of the provisions of this section, or who shall continue to furnish or sell articles of any description to a minor after having received written notice from any officer charged with the enforcement of this section, or from the officer issuing the badge required as aforesaid, that said minor is unlicensed to sell such article, shall be punished by a fine of not less than fifteen dollars nor more than one hundred dollars for each offense."

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with,

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
T. H. Baker
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
J. L. Cushing
B. F. Day
G. L. Drury
Wm. M. Duncan
D. E. Edwards
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
Leon P. Lewis
J. T. Linton
J. Will McFarlin
W. J. McMurry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
E. D. Morris
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. E. Robbins
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
C. D. Vincent
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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There voted in the negative—

H. M. Fultz

—1

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 508. An act to amend subsection 1 of section 492, chapter XIV of title X, Civil Code of Practice, relating to the sale of real estate for reinvestment.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That subsection 1 of section 492, chapter XIV, of title X, of Civil Code of Practice, relating to the sale of real estate for reinvestment be amended by adding the following words:

Unless, since the execution of the instrument, or the death of the testator, there has been such change in the condition of the property as to appear not to have been in the contemplation of the grantor, testator or donor, in which event the property may be sold and the proceeds reinvested.

So that said subsection as amended and re-enacted shall read as follows:

Section 1. No sale shall be ordered if forbidden by the deed, will or contract under which the property is held, unless since the execution of the instrument, or the death of the testator there has been such change in the condition of the property as to appear not to have been in the contemplation of the grantor, testator or donor, in which event the property may be sold and the proceeds reinvested.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with.

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
T. H. Baker
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
J. L. Cushing
B. F. Day
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
O. C. Gartin
T. H. Golden
J. E. Hadden
H. C. Hawkins
J. W. Howard
R. O. Huntsman
A. J. Jolly
D. C. Jones
T. H. King
T. J. Knight
I. T. Layman
Leon P. Lewis
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. F. Reed
J. E. Robbins
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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Those who voted in the negative were—

Wm. H. Bornhorst W. R. Haselwood L. J. Jeter
H. M. Fultz —4

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 143. An act to amend section 170 of the Code of Practice in criminal cases.

Together with the committee amendment thereto.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ That section 170 of the Code of Practice in criminal cases be and the same is hereby amended, by adding thereto the following: "Provided, however, that the court in its discretion may permit the attorney for the Commonwealth to file amendments to the indictment without submitting the same to another grand jury," so that said section when so amended will read as follows:

"If the demurrer be sustained on any other grounds than those mentioned in the last four sections, the case may be submitted to another grand jury and an order to that effect may be made by the court on the record, whereupon the defendant

shall be held in custody, or on bail, in the manner, and for the time provided in sections 159 and 160. Provided, however, that the court in its discretion may permit the attorney for the Commonwealth to file amendments to the indictment without submitting the same to another grand jury."

Said committee amendment is as follows, viz.:

Amend H. B. 143 by adding thereto the following:

Provided further, that this act shall only apply to prosecutions in which the indictment charges a misdemeanor.

Said amendment was then adopted.

Ordered that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the constitution were as follows, viz.:

Those who voted in the affirmative were—

T. H. Baker	Allen B. Cammack	H. M. Fultz
J. H. Baughman	R. J. Cain	O. C. Gartin
L. D. Bax	Sherman Chasteen	T. H. Golden
W. B. Belknap	Lee Clark	J. E. Hadden
Homer Beliles	Sam Cole	W. R. Haselwood
C. W. Bennett	F. W. Collings	H. C. Hawkins
S. A. Blackburn	J. L. Cushing	J. W. Howard
W. M. Boling	J. R. Dorman	R. O. Huntsman
Wm. H. Bornhorst	E. J. Doss	L. J. Jeter
J. F. Bosworth	Wm. M. Duncan	A. J. Jolly
W. B. Bush	D. E. Edwards	D. C. Jones

T. H. King	Harry Miller	G. W. Shadoan
T. J. Knight	G. W. Morgan	Lee L. Simons
John H. Lawson	J. L. Morgan	W. M. Simpson
I. T. Layman	Chas. A. Nelson	A. W. Stamper
Leon P. Lewis	F. V. Nunnelly	D. D. Thornberry
J. T. Linton	E. E. Palmore	W. S. Tinsley
J. Will McFarlin	J. J. Patterson	N. I. Toombs
W. J. McMurry	G. L. Perryman	W. S. Wallen
R. D. McMurtry	V. H. Redwine	E. C. Walker
J. L. Manning	J. F. Reed	W. D. Watkins
J. W. Martin	J. E. Robbins	C. Westerfield
E. B. Miller	Arthur Saunders	

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Those who voted in the negative were—

B. F. Day	Hector Johnson	J. Roy Johnson

—3

Resolved that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Calendar bills of the following titles, viz.:

H. B. 600. An act to create a State Employment Commission and to regulate and improve the civil service.

H. B. 601. An act to amend and re-enact section 2739g-2, subsection (D) of Carroll's Kentucky Statutes, 1922 edition. which section is subsection (d) of chapter 90 of the Acts of the General Assembly of Kentucky of 1920, approved March 23, 1920, relating to registration fees for motor trucks.

H. B. 602. An act to create a Bureau of Purchases and Property and a position of Purchasing and Property Officer, to prescribe the duties of the Purchasing and Property Officer, and to provide for central purchasing for all state departments, institutions, offices and other branches of the state administration, including state-aided institutions.

H. B. 603. An act making the examination and a certificate of the qualification for candidates for office of county tax commissioner a prerequisite for having name placed on election ballot.

At the instance of the Committee on Rules said bills were severally read at length the first time, ordered to be printed and placed on the Calendar.

H. B. 556. An act relating to firearms, requiring registration of ownership or possession, and requiring dealers to keep record of sales.

S. B. 171. An act to amend an act entitled "An act to amend the school laws of cities of the first class," approved March 15, 1912.

S. B. 48. An act to amend subsection 6 of section 3235c, Kentucky Statutes, Carroll's edition.

S. B. 372. An act to provide for a system for the licensing of teachers, supervisors, principals, and superintendents in the public schools of this Commonwealth and to more clearly define standards upon which such licenses are based and to define the duties of the State Board of Education, the Superintendent of Public Instruction, and the State Board of Examiners in connection with the examination of teachers for such licenses. and the issuance, renewal, extension, or validation of licenses for teachers, supervisors, principals and superintendents of schools of this Commonwealth, and to ex-

pressly repeal sections 4369b-2, 4369b-4, 4386, 4501a-1, 4501a-2, 4501a-3, 4501a-4, 4501a-5, 4501a-6, 4501a-7, 4501a-8, 4502a-1, 4535a-32, and 4636a-14, Carroll's Kentucky Statutes, 1922 edition.

H. B. 591. An act to repeal and re-enact section 15, chapter 54 of the Acts of the General Assembly of 1918, relating to idiots, lunatics and institutions for their care.

S. B. 413. An act to provide for the payment of premiums on bonds of municipal officers.

S. B. 380. An act to authorize a trustee, assignee for the benefit of creditors, receivers or Commissioner, to enforce the double liability clause against stockholders in banks, trust companies, guaranty companies, investment companies and insurance companies.

S. B. 212. An act to amend, enlarge the powers, and re-enact section 853-A of the Kentucky Statutes, Acts of March 20, 1900, relating to bridges over navigable streams and rivers wholly within the boundary of the state of Kentucky.

S. B. 417. An act to provide for the payment of premiums on bonds executed by county officers.

S. Res. 20. Resolution providing for furnishing Kentucky Directories.

S. Res. 21. Concurrent resolution providing for the payment of expenses of contestee, and others, in the matter of contest of J. F. Denton, contestant, vs. A. A. Demunbrun, contestee, pending and decided in the Senate of the Commonwealth of Kentucky.

S. B. 241. An act to authorize corporations to issue capital stock having no par value.

S. B. 293. An act to enable cities of the first class to issue bonds for the purpose of elimination of grade crossings of public streets over tracks of steam or electric railroads.

S. B. 301. An act to repeal sections 1386, 1387, 1388, 1389, 1390, 1391, 1391a, and 1392, being chapter 38 of the Kentucky Statutes, Carroll's edition, 1915, relating to "currency."

S. B. 429. An act to amend section 21 of an act approved March 23, 1894, entitled, "An act to amend an act entitled 'An act for the government of cities of the first class,' approved July 1, 1893," and being section 2893 of Carroll's 1922 Kentucky Statutes, relating to qualifications of members and officers of the police force in cities of the first class.

S. B. 197. An act authorizing the filing of notices for internal revenue taxes payable to the United States and the discharge thereof in the office of the county clerk, etc.

S. B. 198. An act to repeal section 1c and section 2 of chapter 39 of the Acts of the General Assembly of 1922, and section 7 of chapter 36 of the Acts of the General Assembly of 1920, and to enact in lieu thereof provisions relating to the qualifications, election and tenure of members of county boards of education, and the organization and duties of these boards.

S. B. 155. An act relating to larceny from the person of another of money or goods, the subject of larceny, made a felony and further providing that all attempts to commit the above described offense, but failing to obtain any goods or money, made a felony and providing a penalty for either or both offenses.

S. B. 248. An act to amend and re-enact section 1815, chapter 49, of the Kentucky Statutes of 1915, Carroll's edition, relating to ferry rates of toll, how rates changed.

S. B. 423. An act to repeal section 4527a, Carroll's Statutes, 1918 edition, relating to a state normal school for colored persons, giving it a definite name, indicating the title for board of trustees, and fixing the term of service and duties of the president of that institution, re-enacting said section in amended form so that when amended and re-enacted it shall read as follows, viz.:

S. B. 449. An act to amend and re-enact section 2, subdivision 1, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 2 of chapter 114 of the Acts of the General Assembly of 1922; and to amend and re-enact section 5, subdivision 1, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, which act was entitled "An act relating to revenue and taxation, creating a State Tax Commission, providing for the appointment, qualification and term of office of its members, prescribing its powers and duties, appropriating money therefor, providing for the assessment of property for taxation and the supervision and equalization of assessments and prescribing the powers and duties of county clerks, county assessors, sheriffs, collectors, the railroad commission, Auditor of Public Accounts, and other officers performing some duty in reference to the taxation of property, creating county boards of supervisors, a State Board of Equalization, and a State Board of Valuation and Assessment, and defining their powers and duties, prescribing penalties and repealing existing statutes;" being an act for the appointment of the members of the State Tax Commission and fixing their terms of office and qualifications, and prescribing the salaries of the members of the State Tax Commission.

S. B. 424. An act to amend section 3891 of Carroll's Kentucky Statutes.

S. B. 249. An act to amend and re-enact subsection 10,

article 7, subdivision 2 of section 4114i-12, chapter 108, Carroll's edition of the Kentucky Statutes, 1915, relating to annual conference of the county tax commissioners.

Ordered, that said bills be read the second time.

The constitutional provision as to the second reading of said bills at length being dispensed with, they were read the second time by their titles.

Ordered, that said bills be placed in the Orders of the Day.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 582. An act to amend section 256 of the Constitution of the Commonwealth relating to the amendments to the Constitution and the adoption thereof.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That upon the concurrence of three-fifths of all the members elected to each House of the General Assembly, the yeas and nays being taken thereon and entered in full in their respective journals, section 256 of the Constitution be amended by striking therefrom the sentence: "Not more than two amendments shall be voted upon at any one time."

So that when amended said section shall read as follows:

"Section 256. Amendments to this Constitution may be proposed in either House of the General Assembly at a regular session, and if such amendment or amendments shall be agreed to by three-fifths of all the members elected to each House, such proposed amendment or amendments, with the

yeas and nays of the members of each House taken thereon, shall be entered in full in their respective journals. Then such proposed amendment or amendments shall be submitted to the voters of the state for their ratification or rejection at the next general election for members of the House of Representatives, the vote to be taken thereon in such manner as the General Assembly may provide, and to be certified by the officers of election to the Secretary of State in such manner as shall be provided by law, which vote will be compared and certified by the same board authorized by law to compare the polls and give certificates of election to officers for the state at large. It is shall appear that a majority of the votes cast for and against an amendment at said election was for the amendment, then the same shall become a part of the Constitution of the Commonwealth, and shall be so proclaimed by the Governor and published in such manner as the General Assembly may direct. Said amendments shall not be submitted at an election which occurs less than ninety days from the final passage of such proposed amendment or amendments. Nor shall the same amendments be again submitted within five years after submission. Said amendments shall be so submitted as to allow a separate vote on each, and no amendment shall relate to more than one subject. But no amendment shall be proposed by the first General Assembly which convenes after the adoption of this Constitution. The approval of the Governor shall not be necessary to any bill, order, resolution or vote of the General Assembly proposing an amendment or amendments to this Constitution."

§ 2. This proposed amendment shall be submitted to the voters of the state for their ratification or rejection at the next general election for members of the House of Representatives according to the provisions of section 256 of the Constitution of Kentucky, and section 1459 of the Kentucky Statutes, Carroll's edition of 1915, volume 1.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

T. H. Baker
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
R. J. Cain
Lee Clark
Sam Cole
F. W. Collings
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
O. C. Gartin
T. H. Golden
H. C. Hawkins
J. W. Howard
R. O. Huntsman
A. J. Jolly
D. C. Jones
T. H. King
T. J. Knight
I. T. Layman
Leon P. Lewis
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
Harry Miller
G. W. Morgan
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
V. H. Redwine
J. F. Reed
J. E. Robbins
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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Those who voted in the negative were—

W. L. Agee
W. R. Haselwood
Hector Johnson
J. Roy Johnson
H. J. Kegley
John H. Lawson
R. D. McMurtry
J. W. Martin
J. L. Morgan
G. L. Perryman

—10

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 441. An act to regulate the use of the American flag.

Said bill is as follows, viz.:

Be it enacted by the House of Representatives of the State of Kentucky, in Legislature assembled, that:

§ 1. That the American flag of the United States of America should be displayed only from sunrise to sunset or between such hours as may be designated by proper authority. It should be displayed on national and state holidays and on historic and special occasions. The flag should always be hoisted briskly and lowered slowly and ceremoniously.

§ 2. When carried in a procession with another flag or flags the flag of the United States shoud be either on the marching right, or when there is a line of other flags, the flag of the United States may be in front of the center of that line.

§ 3. When displayed with another flag against a wall from crossed staffs, the flag of the United States should be on the right, the flag's own right, and its staff should be in front of the other flag.

§ 4. When a number of flags are grouped or displayed from staffs, the flag of the United States should be in the center or at the highest point of the group.

§ 5. When flags of states or cities or pennants of societies are flown on the same halyard with the flag of the United States, the national flag should always be at the peak. When flown from adjacent staffs the flag of the United States should be hoisted first. No flag or pennant should be placed above or to the right of the flag of the United States.

§ 6. When flags of two or more nations are displayed they should be flown from separate staffs of the same height and the flags should be of approximately equal size. International usage forbids the display of the flag of one nation above that of another nation in time of peace.

§ 7. When the flag is displayed from a staff projecting horizontally or at an angle from the window sill, balcony or front of the building, the union of the flag should go clear to the head of the stage unless the flag is at half staff.

§ 8. When the flag of the United States is dispayed in a manner other than by being flown from a staff, it should be displayed flat, whether indoors or out. When displayed either horizontally or vertically against a wall, the union should be uppermost and to the flag's own right—that is, to the observer's left. When displayed in a window it should be displayed the same way—that is, with the union or blue field to the left of the observer in the street. When festoons, rosettes or drapings, of blue, white and red are desired, bunting should be used, but never the flag.

§ 9. When displayed over the middle of the street, as between buildings, the flag should be suspended vertically with the union to the north in an east and west street or to the east in a north and south street.

§ 10. When used on a speaker's platform, the flag should be displayed above and behind the speaker. It should never be used to cover the speaker's desk nor to drape over the front of the platform. If flown from a staff it shoud be on the speaker's right.

§ 11. When used in unveiling a statue or monument, the flag should not be allowed to fall to the ground, but should

be carried aloft to wave out, forming a distinctive feature during the remainder of the ceremony.

§ 12. When flown at half staff, the flag is first hoisted to the peak and then lowered to the half staff position, but before lowering the flag for the day it is raised again to the peak. On Memorial Day, May 30, the flag is displayed at half staff from sunrise until noon and at full staff from noon until sunset, for the nation lives and the flag is the symbol of the living nation.

§ 13. When used to cover a casket, the flag should be placed so that the union is at the head and over the left shoulder. The flag should not be lowered into the grave nor allowed to touch the ground. The casket should be carried foot first.

§ 14. When the flag is displayed in church, it should be from a staff placed on the congregation's right as they face the clergyman. The service flag, the state flag or other flag should be at the left of the congregation. If in the chancel, the flag of the United States should be placed on the clergyman's right as he faces the congregation and other flags on his left.

CAUTIONS.

1. Do not permit disrespect to be shown to the flag of the United States.

2. Do not dip the flag of the United States to any person or any thing. The regimental color, state flag, organization or institutional flag will render this honor.

3. Do not display the flag of the United States with the union down except as a signal of distress.

4. Do not place any other flag or pennant above or to the right of the flag of the United States.

5. Do not let the flag of the United States touch the ground, or trail in the water.

6. Do not place any object or emblem of any kind on or above the flag of the United States.

7. Do not use the flag as drapery in any form whatever. Use bunting of blue, white and red.

8. Do not fasten the flag in such manner as will permit it to be easily torn.

9. Do not drape the flag over the hood, top, sides or back of a vehicle, or of a railroad train or boat. When the flag is displayed on a motor car the staff should be affixed firmly to the chassis, or clamped to the radiator cap.

10. Do not display the flag on a float in a parade except from a staff.

11. Do not use the flag as a covering for a ceiling.

12. Do not use the flag as a portion of a costume or of an athletic uniform. Do not embroider it upon cushions or handkerchiefs or print it upon paper napkins or boxes.

13. Do not put lettering of any kind upon the flag.

14. Do not use the flag in any form of advertising nor fasten an advertising sign to a pole from which the flag of the United States is flying.

15. Do not display, use or store the flag in such a manner as will permit it to be easily soiled or damaged.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

T. H. Baker	S. A. Blackburn	W. B. Bush
L. D. Bax	W. M. Boling	Allen B. Cammack
Homer Beliles	J. F. Bosworth	R. J. Cain
J. E. Bickett	W. J. Brandenburg	Sherman Chasteen

Sam Cole	T. J. Knight	V. H. Redwine
F. W. Collings	John H. Lawson	J. F. Reed
J. L. Cushing	I. T. Layman	J. E. Robbins
E. J. Doss	Leon P. Lewis	Arthur Saunders
H. C. Duffy	J. T. Linton	G. W. Shadoan
Wm. M. Duncan	J. Will McFarlin	Lee L. Simons
D. E. Edwards	W. J. McMurry	W. M. Simpson
J. O. Evans	R. D. McMurtry	A. W. Stamper
H. M. Fultz	J. L. Manning	H. Q. Thompson
W. R. Haselwood	J. W. Martin	D. D. Thornberry
H. C. Hawkins	E. B. Miller	W. S. Tinsley
J. W. Howard	Harry Miller	M. E. Vaughan
R. O. Huntsman	G. W. Morgan	W. S. Wallen
L. J. Jeter	J. L. Morgan	E. C. Walker
Hector Johnson	E. D. Morris	W. D. Watkins
A. J. Jolly	F. V. Nunnelly	C. Westerfield
D. C. Jones	E. E. Palmore	
T. H. King	G. L. Perryman	

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Those who voted in the negative were—

C. W. Bennett B. F. Day —2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

Mr. Simons moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

FRIDAY, MARCH 14, 1924.

The House was opened with prayer by the Right Reverend Father Klosterman, of the Roman Catholic church, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

A message was received from the Senate announcing that they had passed bills which originated in this House of the following titles, viz.:

H. B. 103. An act for the benefit of the Kentucky School for the Blind and making appropriations therefor.

H. B. 254. An act relating to registration for elections in cities and towns having a population of five thousand inhabitants or more.

Together with amendments thereto as offered by the Senate.

(For bill see House Journal of March 7.)

Said amendments as offered by the Senate are as follows, viz.:

1. Amend H. B. 254 by striking from section 10 thereof, in line 45, on page 9 of the printed bill, the word, "September," and insert in lieu thereof the word "regular."

2. Amend H. B. 254 by striking from section 2 thereof, in lines 2 and 3, page 1, of the printed bill the words: having a population of five thousand inhabitants or more," and inserting in lieu thereof the words: "of the first, second, third or fourth class."

3. Amend H. B. 254 by striking from section 10 thereof, in line 31, on page 9 of the printed bill, the word "September," and inserting in lieu thereof the word "regular."

4. Amend H. B. 254 by striking from section 10 thereof, in line 34, page 9 of the printed bill the words "September registration for that year," and inserting in lieu thereof the words, "regular registration held during the preceding year."

5. Amend H. B. 254 by striking from section 10 thereof, in line 38, on page 9 of the printed bill, the words "September registration for that year," and inserting in lieu thereof the words, "regular registration held during the preceding year."

6. Amend H. B. 254 in Senate by inserting in line 33 of section 6 the words, "in the first instance," between the words "judges" and "the clerk," and by adding at the end of line 33, section 6, the following: "and in the second instance, when the judges disagree, the sheriff shall have the deciding vote and, so during said entire registration, the clerk and sheriff shall alternate in casting the deciding vote when the judges are unable to agree."

7. Amend H. B. 254, line 1, section 9, by inserting the words, "of said cities" between the words "precinct" and "of."

8. Amend the title to H. B. 254 by striking therefrom the words, "having a population of 5,000 inhabitants or more," and inserting in lieu thereof the words, "of the first, second, third and fourth class."

Said amendments were each and severally adopted.

Said bill as amended was then passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	W. J. Brandenburg	E. J. Doss
A. J. Baldridge	W. B. Bush	G. L. Drury
J. H. Baughman	Allen B. Cammack	H. C. Duffy
L. D. Bax	Lee Clark	Wm. M. Duncan
C. W. Bennett	F. W. Collings	D. E. Edwards
J. E. Bickett	L. F. Coomes	J. O. Evans
S. A. Blackburn	J. L. Cushing	H. M. Fultz
W. M. Boling	B. F. Day	T. H. Golden
Wm. H. Bornhorst	J. R. Dorman	J. E. Hadden

W. R. Haselwood	J. Will McFarlin	G. W. Shadoan
H. C. Hawkins	W. J. McMurry	Lee L. Simons
J. W. Howard	J. W. Martin	W. M. Simpson
L. J. Jeter	E. B. Miller	A. W. Stamper
A. J. Jolly	Harry Miller	F. L. Strange
H. J. Kegley	E. D. Morris	D. D. Thornberry
T. H. King	Chas. A. Nelson	W. S. Tinsley
T. J. Knight	F. V. Nunnelly	N. I. Toombs
I. T. Layman	J. J. Patterson	J. Wood Vance
Leon P. Lewis	V. H. Redwine	M. E. Vaughan
Martin Light	J. F. Reed	E. C. Walker
J. T. Linton	J. E. Robbins	W. D. Watkins

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Those who voted in the negative were—

W. L. Agee	Hector Johnson	G. W. Morgan
Homer Beliles	J. Roy Johnson	J. L. Morgan
J. F. Bosworth	D. C. Jones	E. E. Palmore
R. J. Cain	John H. Lawson	G. L. Perryman
Sherman Chasteen	Leroy Lewis	J. L. Richardson
O. C. Gartin	R. D. McMurtry	H. Q. Thompson
R. O. Huntsman	J. L. Manning	C. D. Vincent

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Resolved, that the title thereof be as amended.

Mr. Simons moved that the vote by which said bill was passed, as amended, be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 56. An act to amend and re-enact section 1358 of chapter 36, Kentucky Statutes, Carroll's edition, 1915.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 1358 of chapter 36 of Carroll's Kentucky Statutes, being chapter 134 of the act entitled: "An act to amend section 1358, Kentucky Statutes, approved March 29, 1918, be and the same is hereby amended by adding to said section after the words: "conceal or dispose of," the words "or remove from the state," and by adding after the words "with intent to prevent," the words "or hinder," and by striking out of said section the following words: "shall be fined not less than ten nor more than one thousand dollars or imprisoned not less than ten nor more than ninety days or both so fined and imprisoned," and by substituting for the words so stricken after the words "sale of the property" the words: "he shall be deemed guilty of the larceny of said property and if the value thereof be twenty dollars or more, shall be punished by confinement in the penitentiary not less than one year nor more than five years. The selling, concealing, disposing of or removing from the state of said property shall constitute prima facie evidence of intention to prevent or hinder the enforcement of the lien thereon or the foreclosure of the mortgage or lien and sale of said property."

So that said section, when so amended, shall read as follows: "If any person shall fraudulently sell, conceal, dispose of or remove from this state any personal property on which there is at the time a mortgage of record or any lien given under the statute laws of the Commonwealth of Kentucky with intent to prevent or hinder the enforcement of the lien thereon or the foreclosure of the mortgage or lien and sale of the property, he shall be deemed guilty of the larceny of said property, and if the value thereof be twenty dollars or more, shall be punished by confinement in the penitentiary not less than one year nor more than five years. The selling, concealing, disposing of or removing from the state of such property shall constitute prima facie evidence of intention to prevent

or hinder the enforcement of the lien thereon or the foreclosure of the mortgage or lien and sale of said property."

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
T. H. Baker
A. J. Baldridge
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
J. L. Cushing
J. R. Dorman
E. J. Doss
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
L. J. Jeter
J. Roy Johnson
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Leon P. Lewis
Martin Light
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
J. E. Robbins
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
C. D. Vincent
W. D. Watkins
C. Westerfield
F. E. Wilson

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Those who voted in the negative were—

W. B. Ardery H. Q. Thompson —2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 322. An act to amend and re-enact subsection 21 of section 2054a of Kentucky Statutes (Carroll's edition) providing for the creation of boards of health in counties having cities of the second class.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 2054a-21 of the Kentucky Statutes of 1922, as compiled by Honorable John D. Carroll, be amended and re-enacted so that said section as amended and re-enacted shall read as follows:

Section 2054a-21. It shall be the duty of the council of every city in this state of 10,000 inhabitants or more to appoint a board of health for such city, to consist of six persons, not members of said council, who shall be appointed as follows: two persons for a term of one year, two persons for a term of two years, and two persons for a term of three years, and at least three of whom shall be competent physicians. The mayor of such city shall be ex-officio member of such

board of health. Upon the expiration of the term of office of any member of a board of health appointed under this section, his successor shall be appointed for a term of three years. Such board of health shall organize within ten days after its appointment, and shall elect a competent physician, who shall be the health officer of such city, and the executive officer and an ex-officio member of such board of health. Such local board and such health officer shall have the same powers and duties within its respective cities as local boards for counties are invested with by this chapter; provided that when a county, excepting one having a city of the first class, shall by resolution of its fiscal court or corresponding body, or by a vote of its citizens as herein provided, create, establish and maintain a county or district department of health, such department of health shall include such cities having a population of 10,000 and over, and no snch cities may organize a city board of health, but the health officer of the county or district department of health shall serve, as herein provided, for the entire county or district; provided, further, that the salary for the health officer in counties having cities of the second class shall be fixed by the fiscal court or corresponding body and he shall be paid a reasonable salary of not less than $3,000 nor more than $5,000 per annum and the necessary expenses for traveling in the performance of his duties; provided, further, that such department when so organized, may employ such assistants as it may deem necessary within the limit of its income as provided by law, provided, further, that in any county containing a city of the second class, in which a full-time health department has been created, as herein provided, such city may provide the salaries for the employment of such assistants, inspectors or others as it may deem necessary to serve wholly within such city.

All laws or parts of laws in conflict with this act are hereby repealed.

This act shall go into effect from and after its passage.

Mr. Harry Miller offered the following amendment to said bill, viz.:

Amend H. B. 322 by inserting in line 19 of printed bill, after the words "corresponding body," the following: "and providing further that before a county department of health is created by the fiscal court in counties having cities of the second class, the board of health of such cities shall by vote of at least two-thirds of its members, concur in the action of the fiscal court of the county wherein such department of health is created."

Said amendment was adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	R. J. Cain	J. E. Hadden
T. H. Baker	Sherman Chasteen	W. R. Haselwood
A. J. Baldridge	Sam Cole	H. C. Hawkins
J. H. Baughman	F. W. Collings	J. W. Howard
L. D. Bax	J. L. Cushing	L. J. Jeter
W. B. Belknap	B. F. Day	A. J. Jolly
Homer Beliles	E. J. Doss	D. C. Jones
J. E. Bickett	G. L. Drury	H. J. Kegley
W. M. Boling	Wm. M. Duncan	T. H. King
W. J. Brandenburg	D. E. Edwards	T. J. Knight
W. B. Bush	H. M. Fultz	John H. Lawson
Allen B. Cammack	O. C. Gartin	I. T. Layman
J. G. Campbell	T. H. Golden	Oscar Leibson

Leroy Lewis	E. E. Palmore	H. Q. Thompson
J. Will McFarlin	J. J. Patterson	D. D. Thornberry
W. J. McMurry	G. L. Perryman	N. I. Toombs
R. D. McMurtry	V. H. Redwine	J. Wood Vance
J. L. Manning	J. F. Reed	M. E. Vaughan
J. W. Martin	J. E. Robbins	C. D. Vincent
E. B. Miller	C. W. Ryans	W. S. Wallen
Harry Miller	G. W. Shadoan	W. D. Watkins
G. W. Morgan	Lee L. Simons	C. Westerfield
J. L. Morgan	W. M. Simpson	F. E. Wilson
Chas. A. Nelson	Geo. W. Smith	
F. V. Nunnelly	F. L. Strange	

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Those who voted in the negative were—

W. B. Ardery	H. C. Duffy	J. Roy Johnson
Wm. H. Bornhorst	Hector Johnson	

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 372. An act to provide for a system for the licensing of teachers, supervisors, principals and superintendents in the public schools of this Commonwealth and to more clearly define standards upon which such licenses are based and to define the duties of the State Board of Education, the Superintendent of Public Instruction and the State Board of Examiners in connection with the examination of teachers for such licenses and the issuance, renewal, extension or val-

idation of licenses for teachers, supervisors, principals and superintendents of schools of this Commonwealth, and to expressly repeal sections 4369b-2, 4369b-4, 4386, 4501a-1, 4501a-2, 4501a-3, 4501a-4, 4501a-5, 4501a-6, 4501a-7, 4501a-8, 4503a-1, 4535a-32 and 4636a-14, Carroll's Kentucky Statutes, 1922 edition.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Power and Duties of the State Board of Education Pertaining to Licenses.—The State Board of Education through its chairman, the State Superintendent of Public Instruction, shall prescribe uniform rules and regulations for the issuance, renewal or validation of licenses, provided for in this act or issued under the provisions of this act on the basis of certified transcripts of credits for academic and professional training done in institutions of learning within or without the state; for all the details not otherwise provided for pertaining to regular or special examinations for licenses to the grading of examination manuscripts, to the issuance, renewal and validation of licenses issued on the basis of grades earned in examinations for teachers' licenses.

§ 2. Rules and Regulations Concerning Licenses to be Prepared by the State Board.—The State Board of Education, through its chairman, the State Superintendent of Public Instruction, shall prepare or cause to be prepared, bulletins containing information on the kinds of licenses issued; on the requirements for the issuance of special licenses; on conditions governing the issuance or renewal of each and every kind of license provided for in this act; on the exchange or validation of licenses issued by other states; on the acceptance of credentials submitted from institutions of learning within or without the state; on the times, places and manner of holding teachers' examinations; on the prerequisites

for entrance to teachers' examinations; on the grades required for licenses; on the basis whereby high school and normal school requirements may be partially satisfied in terms of experience, and on the accrediting of teacher-training institutions.

§ 3. State Board of Examiners and Their Duties.—The State Superintendent of Public Instruction shall appoint two professional educators who, together with himself, shall constitute the State Board of Examiners. It shall be the duty of the State Board of Examiners to perform all duties pertaining to examinations for licenses; to supervise the grading of all manuscripts from teachers' examinations; to inspect all applications for teachers' licenses and make recommendations on same; to issue, renew, or validate all licenses provided for by this act or issued under the provisions of this act; and to perform all other duties imposed upon them by the school law of this state and the rules and regulations of the State Board of Education.

§ 4. Tenure and Validity of Certificates Now in Force and Optional Exchange of Same.—The tenure and validity of all certificates in full force and effect when this act becomes operative shall in no sense be impaired by the provisions of the act but shall be eligible for extension or renewal in accordance with provisions of law operative at the time said certificates were issued, provided, however, that the holder of any certificate valid for use in the public schools of this state, if he so desires may file his certificate with transcript of academic and professional training together with statement of his tenure of teaching and a formal application for the issuance of a license on the basis of the provisions of this act and the rules and regulations of the State Board of Education. Licenses thus issued shall be of at least equal tenure and validity as that of licenses of original issue under this act.

§ 5. Legal Qualifications Required—After July 1, 1924, no school funds shall be paid to any person for services rendered as superintendent, principal, supervisor or teacher in any public school of this state who does not hold a license

that meets the requirements of the uniform rules and regulations of the State Board of Education, the provisions of this act, or legal requirements otherwise provided for.

§ 6. Certificates of Age and Good Moral Character Required.—No person shall be eligible to receive or hold any teachers' license, provided for in this act, who does not file with his application a certificate of good moral character and who is not eighteen years of age prior to the date that his application for license is filed.

§ 7. Fee Must Be Sent With Application.—The fee required for the issuance, renewal, or validation of any license, provided for in this act, shall be two ($2.00) dollars which shall be paid by the applicant at the time he submits his application for inspection. Fees thus collected by the State Board of Examiners shall be used to defray the expense incurred in the licensing of superintendents, supervisors, principals and teachers of the public schools of this state, provided that any surplus therefrom shall be covered into the expense fund.

§ 8. Regular Examinations for Standard and Provisional Teachers' Licenses.—(a) Examinations for licenses in so far as licenses are hereafter issued on examination, shall be based on uniform questions prepared subject to the provisions of this act and the rules and regulations of the State Board of Education. All examination manuscripts shall be forwarded to the State Superintendent of Public Instruction by the local examiners in charge and shall be read and graded by the State Board of Examiners and their assistants.

(b) Regular examinations for standard elementary and for provisional elementary teachers' licenses shall be held in May and July of every year subject to uniform conditions specified by the rules and regulations of the State Board of Education and covering subjects required to be taught in elementary schools. At the direction of the State Superintendent of Public Instruction the State Board of Examiners shall prepare a uniform series of examination questions for the standard elementary teachers' licenses and for the pro-

visional elementary teachers' licenses provided for in this act.

(c) The State Superintendent of Public Instruction shall enclose such number of questions, thus prepared of each subject, as county superintendents shall make requisition for, at least twenty (20) days before the date set for holding the examination, in an envelope with the name of the subject written or printed across the seal thereof. They shall enclose the several envelopes of these examination questions in a package, which they shall seal securely and stamp "Examination Questions for Standard Elementary and Provisional Elementary Teachers' Examination for May" or "July" as the case may be and forward by registered mail to each and every county superintendent, at least one week before the date set for holding the examination. The State Board of Examiners shall likewise prepare and deliver said questions to city superintendents who make requisitions for questions, at least twenty (20) days before the date set for holding the examination, provided satisfactory arrangements cannot be made between the county and city superintendents of the same county for holding a joint examination for county and city teachers.

§ 9. Packages of Questions to be Opened in Presence of Witnesses.—The superintendents shall carefully preserve under seal the packages of questions thus delivered to them by the State Superintendent of Public Instruction until the hour of the examination when the seals of the said packages shall be examined by the examiners and the applicants for licenses, after which the seals of said packages shall be broken and the packages opened by the superintendent in charge. Immediately thereafter the superintendent in charge, under his official oath and upon blanks furnished for that purpose by the Superintendent of Public Instruction, shall give a separate certificate with signature attested by two reliable witnesses, that he personally inspected the package or pack

ages in their presence and whether or not it was found intact as provided therein and forward the certificates to the Superintendent of Public Instruction on that same date.

§ 10. Types of Licenses.—There shall be three general types of licenses issued under the provisions of this act to superintendents, principals, supervisors and teachers of the public schools of Kentucky, standard, provisional and special. Details pertaining to the requirements for and to the validity of such licenses are set forth elsewhere under the provisions of this act.

§ 11. Standard High School Teachers' Licenses.—(a) A standard high school teachers' license of "first issue" valid for three (3) years and eligible on or before the date of its expiration, to be exchanged for a standard high school teachers' license of "second issue" provided the holder has satisfied the requirements for same, shall be issued by the State Board of Examiners to any applicant who submits with his application for a high school teachers' license a certified transcript of college credits showing graduation from a standard senior college or normal school, including at least nine (9) semester hours of education.

(b) A standard high school teachers' license of "second issue," valid for life, shall be issued to any applicant who submits with his application for same a standard high school teachers' license of "first issue" and a certified transcript of college credit showing at least twenty-four (24) hours of education.

§ 2. Provisional High School Teachers' Licenses.—(a) A provisional high school teachers' license of "first issue," valid for three (3) years and eligible, on or before the date of its expiration, to be exchanged for either a provisional high school teachers' license of "second issue" or any issue of standard high school teachers' license, provided the holder has satisfied the requirements for same, shall be issued by the State Board of Examiners to any applicant who submits with his application for a high school teachers' license a certified

transcript of college credits showing graduation from an accredited junior college, including at least nine (9) semester hours of education.

(b) A provisional high school teachers' license of "second issue," valid for three (3) years shall be issued by the State Board of Examiners to any applicant who submits with his application for a high school teachers' license a certified transcript of college credits showing senior standing in a standard senior college or normal school including eighteen (18) semester hours of education.

§ 13. Validity of High School Licenses.—Any standard or provisional high school teachers' license shall be evidence of qualifications to teach in any public high school in the state, the seventh and eighth grades included.

§ 14. Standard Elementary Teachers' Licenses.—(a) A standard elementary teacher's license, valid for two (2) years and eligible on or before the date of its expiration to be reissued when the holder submits with his application for reissue a certified transcript showing credit for at least sixteen (16) semester hours of work in a standard normal school or a school recognized for such purposes by the State Board of Education, shall be issued to any applicant who submits with his application for a standard elementary teachers' license a certified transcript showing graduation from a standard high school or the equivalent thereof, provided the holder makes an average of eighty-five per cent (85%) with no subject less than seventy per cent (70%) in a standard elementary teachers' examination elsewhere provided for in this act.

(b) Any standard elementary teachers' license shall be eligible, on or before the date of its expiration, to be reissued for a two-year period, provided the holder thereof submits with it his application for reissue together with a certified transcript showing credit for at least an additional sixteen (16) semester hours of work done in standard normal school or a school recognized for such purposes by the State Board of Education.

(c) Any standard elementary teachers' license shall be eligible, on or before the date of its expiration, to be extended for life, provided the holder thereof submits evidence of having taught successfully for at least three (3) years and provided further that the holder submits certified transcript showing credit for at least sixty-four (64) semester hours of work done in a standard normal school or a school recognized for such purposes by the State Board of Education.

§ 15. Provisional Elementary Teachers' Licenses.—(a) A provisional elementary teachers' license, valid for two (2) years, of either first or second grade, shall be issued to any applicant who submits with his application a certified transcript showing completion of at least the eighth grade in the common schools, provided said applicant makes in an examination for provisional elementary license for first grade, an average of eighty-five per cent (85%) with no subject less than seventy per cent (70%); for second grade, an average of seventy-five per cent (75%) with no grade less than sixty per cent (60%).

(b) A provisional elementary teachers' license of first grade shall be eligible to reissue on or before the date of its expiration provided the holder thereof submits with it his application for reissue together with a certified transcript showing completion of at least two (2) units of standard high school work or the equivalent thereof and in addition thereto six (6) weeks' residence work in a standard normal school or a school recognized for such purposes by the State Board of Education.

(c) A provisional elementary teachers' license of first grade shall be eligible to be converted into a standard elementary teachers' license when the holder thereof has satisfied in full the requirements for the standard elementary teachers' license.

(d) A provisional elementary teachers' license of the second grade issued for a period of two years, may be renewed for a like period of two years upon the expiration of said license, upon an examination as provided for in this act.

(e) Any provisional elementary teacher's license, first grade, shall be eligible, on or before the date of its expiration, to be reissued for a two-year period, provided the holder thereof submits with it his application for reissue together with certified transcript showing credit for at least an additional two units of work done in a standard high school or the equivalent thereof and in addition thereto six weeks' residence work in a standard normal school or a school recognized for such purposes by the State Board of Education.

§ 16. Validity of Elementary Licenses.—(a) A standard elementary license, when eligible to life extension, shall be valid for use in any public school, first and tenth grades inclusive.

(b) Other issues of standard elementary teachers' licenses and all issues of provisional elementary teachers' license shall be valid for use in any public school in the state, first and eighth grades inclusive.

§ 17. Special Licenses.—(a) A special license, valid for three (3) years and eligible to be renewed on basis of uniform requirements set up by the State Board of Education, shall be issued by the State Board of Examiners to any superintendent, principal, supervisor or teacher of any special subject in the high school or in the grades, who submits with his application for license desired, a certified transcript, showing credit for at least sixty-four (64) semester hours of work done in a standard college or normal school, not less than 20% of which shall be in his special field; provided that the requirements for issuance, validity, tenure and exchange of privileges of any issue of special high school teachers' license or any issue of special elementary school teachers' license shall be consistent with that of the requirements for a standard high school teachers' license or for a standard elementary school teachers' license as the case may be.

(b) A special license issued by the State Board of Education to any superintendent, principal, supervisor or teacher of any special subject shall be evidence of legal qualifications for the holder thereof to assume and perform such designated

special duties in any public school in the state as is evidenced by the license thus issued.

§ 18. Emergencies—Permits.—When any superintendent or local board of education shall satisfy the State Superintendent of Public Instruction that an emergency exists whereby it is temporarily impossible for the school board concerned to secure a teacher the State Superintendent may issue a permit to one who appears to be best suited to render the needed service. A permit thus issued shall be valid only until said superintendent or local board of education can secure the service of one legally qualified to fill such position but in no instance shall it be for a longer period than one school year, nor shall it be reissued to the holder.

Mr. Nelson offered the following amendment to said bill, viz.:

Amend S. B. 372, section 17, by striking out the word "superintendent" in line 4 of said section of the printed bill.

Said amendment was adopted.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed, as amended.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	S. A. Blackburn	Allen B. Cammack
T. H. Baker	W. M. Boling	J. G. Campbell
L. D. Bax	J. F. Bosworth	R. J. Cain
W. B. Belknap	W. J. Brandenburg	Sherman Chasteen
Homer Beliles	W. B. Bush	Lee Clark

Sam Cole	D. C. Jones	Arthur Saunders
F. W. Collings	H. J. Kegley	G. W. Shadoan
L. F. Coomes	T. H. King	W. M. Simpson
B. F. Day	T. J. Knight	Geo. W. Smith
J. R. Dorman	Leon P. Lewis	A. W. Stamper
E. J. Doss	Leroy Lewis	F. L. Strange
Wm. M. Duncan	Martin Light	D. D. Thornberry
J. O. Evans	J. T. Linton	W. S. Tinsley
H. M. Fultz	J. Will McFarlin	N. I. Toombs
O. C. Gartin	R. D. McMurtry	J. Wood Vance
T. H. Golden	J. L. Manning	M. E. Vaughan
J. E. Hadden	E. B. Miller	C. D. Vincent
W. R. Haselwood	G. W. Morgan	W. S. Wallen
H. C. Hawkins	J. L. Morgan	E. C. Walker
J. W. Howard	E. D. Morris	W. D. Watkins
R. O. Huntsman	F. V. Nunnelly	C. Westerfield
L. J. Jeter	E. E. Palmore	F. E. Wilson
J. Roy Johnson	G. L. Perryman	
A. J. Jolly	J. F. Reed	

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Those who voted in the negative were—

C. W. Bennett	H. C. Duffy	J. W. Martin
J. E. Bickett	D. E. Edwards	Chas. A. Nelson
Wm. H. Bornhorst	John H. Lawson	J. J. Patterson
J. L. Cushing	I. T. Layman	V. H. Redwine
G. L. Drury	W. J. McMurry	J. E. Robbins

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Resolved, that the title thereof be as aforesaid.

Mr. Boling moved that the vote by which said bill was passed be reconsidered.

Said motion was agreed to.

Mr. Howard moved that the vote by which said bill was ordered to be read the third time be reconsidered.

Said motion was agreed to.

Mr. Howard moved that the vote by which the amendment offered by Mr. Nelson was agreed to be reconsidered.

Said motion was agreed to.

The vote being taken on the amendment offered by Mr. Nelson, it was decided in the negative.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	F. W. Collings	J. Will McFarlin
W. B. Ardery	L. F. Coomes	R. D. McMurtry
T. H. Baker	B. F. Day	J. L. Manning
A. J. Baldridge	J. R. Dorman	E. B. Miller
J. H. Baughman	E. J. Doss	G. W. Morgan
L. D. Bax	Wm. M. Duncan	J. L. Morgan
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	Chas. A. Nelson
J. E. Bickett	T. H. Golden	F. V. Nunnelly
S. A. Blackburn	J. E. Hadden	E. E. Palmore
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	L. J. Jeter	J. F. Reed
J. F. Bosworth	J. Roy Johnson	Arthur Saunders
W. J. Brandenburg	A. J. Jolly	G. W. Shadoan
W. B. Bush	D. C. Jones	Lee L. Simons
Allen B. Cammack	H. J. Kegley	Geo. W. Smith
J. G. Campbell	T. H. King	H. Q. Thompson
R. J. Cain	T. J. Knight	D. D. Thornberry
Sherman Chasteen	Leon P. Lewis	J. Wood Vance
Lee Clark	Leroy Lewis	M. E. Vaughan
Sam Cole	Martin Light	C. D. Vincent

W. S. Wallen	W. D. Watkins
E. C. Walker	F. E. Wilson

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Those who voted in the negative were—

C. W. Bennett	R. O. Huntsman	J. J. Patterson
G. L. Drury	John H. Lawson	J. E. Robbins
H. C. Duffy	I. T. Layman	F. L. Strange
D. E. Edwards	Oscar Leibson	N. I. Toombs
W. R. Haselwood	W. J. McMurry	
H. C. Hawkins	J. W. Martin	

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz.:

S. B. 292. An act relating to the suspension and removal of officers in this Commonwealth by the Governor of the state, for neglect of duty, or for malfeasance or misfeasance in office.

S. B. 246. An act to amend, revise and re-enact section 1 of an act entitled, "An act to amend an act entitled 'An act defining boundaries for school districts, embracing cities of the fourth class, and providing systems of schools in such districts and creating boards of education for such districts, providing for the election thereof, defining their powers and duties and repealing all laws in conflict therewith'."

At the instance of the Committee on Rules, said bills were read at length the first time, ordered to be printed and placed on the Calendar.

Mr. Simons moved that the House do now recess until one-thirty o'clock p. m.

Said motion was agreed to.

And then the House recessed.

AFTERNOON SESSION.

The hour of one-thirty o'clock p. m. having arrived, the Speaker resumed the Chair and called the House to order.

At the instance of the Committee on Rules, the House took up for consideration from the Calendar bills of the following titles, viz.:

S. B. 463. An act to repeal and re-enact section 15 of chapter 54 of the Acts of the General Assembly of 1918, relating to idiots, lunatics and institutions for their care.

S. B. 245. An act to amend section 3702 of the Kentucky Statutes, Carroll's edition, 1922, relating to violation of ordinances, misdemeanors, imprisonment in the towns of the sixth class.

S. B. 287. An act to amend and re-enact section 4130 of Kentucky Statutes, Carroll's 1922 edition.

S. B. 406. An act to amend section 1851-B of Kentucky Statutes, Carroll's edition, 1915, chapter 41, article 43, relating to county commissioner of Jefferson county, by way of addition.

S. B. 99. An act to amend an act entitled "An act for the government of cities of the second class," approved March 19, 1894, so as to enlarge the powers of cities of the second class and to provide for the elimination of grade crossings of the public streets of such cities at grade over the tracks of steam or electric railroads, giving the general council or board of city commissioners power to order and contract for the elimination of such crossings and power to provide for the character of crossing to be substituted therefor, and to designate the plans, specifications and providing for maintenance and reconstruction thereof; terms under which said work is to be done, and further to provide for the method of apportioning the cost of such grade elimination as between such cities and the railroad companies and city railway and interurban railway companies affected thereby, and providing further that such city shall be empowered to issue bonds to provide for the cost of said city's portion of any such work, and to condemn land and property needed for such work.

S. B. 180. An act to regulate the admission of attorneys at law of other states to the practice of law in this Commonwealth.

S. B. 346. An act to amend sections 33 and 35 of the Constitution relating to membership of the General Assembly.

At the instance of the Committee on Rules, said bills were read at length the first time and ordered to be printed and placed on the Calendar.

The Committee on Rules reported the following bills, viz.:

H. B. 499. An act to amend and re-enact section 3565 of Kentucky Statutes, relating to public streets, alleys, side-

walks, roads, lanes, avenues, highways and thoroughfares in cities of the fourth class.

S. B. 50. An act amending and re-enacting section 25 of an act entitled an act creating boards of education in cities of the second class; providing for the election thereof; defining their powers and duties and repealing all laws in conflict therewith.

Ordered, that said bills be read the second time.

The constitutional provision as to the second reading of said bills at length being dispensed with, they were read the second time by their titles.

Ordered, that said bills be placed in the Orders of the Day.

A message was received from the Senate announcing that they had refused to recede from an amendment by way of substitute to H. B. 12.

(For title and bill see House Journal January 28.)

(For amendment by way of substitute see Journal, March 13.)

And respectfully request the House to appoint a Committee of Conference to consider the disagreement between the two Houses.

Mr. Harry Miller moved that the Speaker be authorized and directed to appoint a committee of three to be known as such Conference Committee.

Said motion was agreed to.

Thereupon the Speaker appointed Messrs. Harry Miller, Cushing and Huntsman as members of said committee.

Mr. Simons moved that the session of today be extended indefinitely.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 6. An act to amend and re-enact section 1 of chapter 90 of the Acts of the General Assembly of 1920, as amended and re-enacted by chapter 49 of the Acts of the General Assembly of 1922, entitled: "An act relating to vehicles; regulating their use and operation upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of the license, and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor vehicles; providing penalty for the violation of this act, and repealing any and all conflicting laws."

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 1 of chapter 90 of the Acts of the General Assembly of 1920, approved March 23, 1920, as amended and re-enacted by chapter 49 of the Acts of the General Assembly of 1922, approved March 22, 1922, be amended by repealing said section 1 of chapter 90 of the Acts of the General Assembly of 1920, and also by repealing chapter 49 of the Acts of

the General Assembly of 1922, and inserting in lieu thereof the following section, so that when said sections are amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

(a) Definitions.—Whenever and wherever the word "vehicle" is used in this act, it shall include all agencies for the transportation of persons or property over and upon the public highways of this Commonwealth, and all vehicles passing over or upon said highways, except road rollers, and such vehicles as travel exclusively on rails, and whenever and whereever the word "automobile" is used, it shall include all vehicles that are propelled otherwise than by muscular power, excepting road rollers and such vehicles as travel exclusively on rails.

(b) Whenever and wherever the word "Commission" is used herein, it shall mean the State Tax Commission, and whenever and wherever the word "clerk" is used herein, it shall mean the clerk of the county court, except that the word "clerk" as used herein shall mean clerk or clerks appointed by the State Tax Commission in counties having a city of the first class therein; that the State Tax Commission, through a clerk or clerks appointed by it, shall administer the provisions of this law in the registration of motor vehicles, dealers and chauffeurs in counties having a city of the first class therein. All fees directed to be collected by county clerks in the administration of this law, shall be collected by the clerks appointed by the State Tax Commission, and out of said fund the said State Tax Commission shall pay the cost incident to the administration of the law in counties containing a city of the first class, provided that the total cost of the administration of said law in counties containing a city of the first class shall not exceed five thousand ($5,000.00) dollars, and the surplus of said funds shall be paid into the state treasury and placed to the credit of the state road fund. The fiscal court or county commissioners or other governing body of counties having a city of the first class therein shall provide suitably equipped quarters in the county court house for the clerks appointed by

the State Tax Commission for the administration of this law under the provisions of this act.

(c) Whenever and wherever the word "chauffeur" is used herein, it shall mean a person whose business or occupation, in whole or in part, is the operation of an automobile for compensation, wages or hire.

(d) Whenever and wherever the word "manufacturer" is used herein, it shall mean any individual, partnership, corporation or company engaged in the business or occupation of manufacturing or assembling automobiles, who will, under normal business conditions during the year manufacture or assemble as many as ten or more new automobiles.

(e) Whenever and wherever the word "dealer" is used herein, it shall mean any and all persons, partnerships, corporations, companies or agencies engaged in the business of purchasing, selling or distributing automobiles in this Commonwealth.

(f) Whenever and wherever the word "highway" is used herein, it shall mean any and all public highways, roads and passways, no matter of what type of construction, and all boulevards, parkways, streets and public alleys of any and all incorporated cities and towns, as well as the same in unincorporated towns and villages of this Commonwealth.

(g) Whenever and wherever the word "operator" is used herein, it shall mean the person in actual physical control of the guidance, starting and stopping of a vehicle.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	D. E. Edwards	Chas. A. Nelson
J. H. Baughman	J. O. Evans	F. V. Nunnelly
L. D. Bax	T. H. Golden	V. H. Redwine
W. B. Belknap	J. E. Hadden	J. F. Reed
C. W. Bennett	W. R. Haselwood	J. E. Robbins
J. E. Bickett	H. C. Hawkins	Arthur Saunders
W. M. Boling	J. W. Howard	Lee L. Simons
W. J. Brandenburg	L. J. Jeter	W. M. Simpson
Lee Clark	H. J. Kegley	Geo. W. Smith
Sam Cole	T. H. King	A. W. Stamper
F. W. Collings	T. J. Knight	F. L. Strange
L. F. Coomes	I. T. Layman	D. D. Thornberry
J. L. Cushing	Leon P. Lewis	N. I. Toombs
B. F. Day	J. T. Linton	J. Wood Vance
J. R. Dorman	J. Will McFarlin	E. C. Walker
E. J. Doss	W. J. McMurry	W. D. Watkins
G. L. Drury	E. B. Miller	C. Westerfield
Wm. M. Duncan	E. D. Morris	

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Those who voted in the negative were—

W. L. Agee	J. Roy Johnson	E. E. Palmore
T. H. Baker	D. C. Jones	G. L. Perryman
A. J. Baldridge	John H. Lawson	J. L. Richardson
Homer Beliles	Oscar Leibson	C. W. Ryans
J. F. Bosworth	Leroy Lewis	G. W. Shadoan
R. J. Cain	Martin Light	H. Q. Thompson
Sherman Chasteen	R. D. McMurtry	W. S. Tinsley
O. C. Gartin	J. L. Manning	C. D. Vincent
R. O. Huntsman	G. W. Morgan	W. S. Wallen
Hector Johnson	J. L. Morgan	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

Mr. Simons, of the Committee on Rules, offered the following resolution, viz.:

Whereas, G. Givens Dixon, an esteemed member of this body from the county of Henderson is now dangerously and seriously ill at the Jewish Hospital in Louisville, therefore,

Be it resolved, that the Speaker of this House appoint a committee of three members to select suitable flowers and send to Mr. Dixon as an expression of our interest in his speedy and complete recovery, the same to be paid for from any funds at the disposal of the Clerk of this body.

Said resolution was adopted.

Thereupon the Speaker appointed Messrs. Jeter, Huntsman and McFarlin as members constituting said committee.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 601. An act to amend and re-enact section 2739g-2, subsection (D) of Carroll's Kentucky Statutes, 1922 edition, which section is subsection (d) of chapter 90 of the Acts of the General Assembly of Kentucky of 1920, approved March 23, 1920, relating to registration fees for motor trucks.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 2739g-2, subsection (D) of Carroll's Kentucky Statutes, 1922 edition, which section is subsection

(d) of chapter 90 of the Acts of 1920, approved March 23, 1920, is hereby amended and re-enacted so that when amended and re-enacted it shall read as follows, to-wit:

That all automobiles not included in subsection (c) of section 2739g-2, Carroll's Kentucky Statutes, 1922 edition, are classified as trucks, and the annual registration fee shall be as follows: Those having a capacity of one thousand pounds or less, twenty-two ($22.00) dollars; those having a capacity of more than one thousand pounds and up to two thousand pounds, thirty ($30.00) dollars; those having a capacity of more than two thousand pounds and up to three thousand pounds, fifty-five ($55.00) dollars; those having a capacity of more than three thousand pounds and up to four thousand pounds, seventy ($70.00) dollars; those having a capacity of more than four thousand pounds and up to five thousand pounds, eighty-five ($85.00) dollars; those having a capacity of more than five thousand pounds and up to six thousand pounds, ninety-five ($95.00) dollars; those having a capacity of more than six thousand pounds and up to seven thousand pounds, one hundred and twenty-five ($125.00) dollars; those having a capacity of more than seven thousand pounds and up to eight thousand pounds, one hundred and fifty ($150.00) dollars; those having a capacity of more than eight thousand pounds and up to nine thousand pounds, one hundred and eighty-five ($185.00) dollars; those having a capacity of more than nine thousand pounds and up to ten thousand pounds, two hundred and fifteen ($215.00) dollars; those having a capacity of more than ten thousand pounds shall pay two hundred and fifteen ($215.00) dollars, and twenty ($20.00) dollars for each additional ton. The applicant for license for motor trucks shall state in his application the capacity of the truck.

§ 2. All laws in conflict herewith are hereby repealed.

Mr. Bennett offered the following amendment to said bill, viz.:

Amend H. B. 601 by adding the following after the word "truck," in line 30 of the printed bill, the following: "the provisions of this law shall not apply to any truck used only for transporting farm products where used by the owner or employe in transporting his own products grown on his farm."

Sail amendment was disagreed to.

Mr. Day offered the following amendment to said bill, viz.:

Amend H. B. 601 by adding thereto: "but this act shall not apply to trucks used exclusively for farming purposes, and used exclusively on the farm."

Said amendment was disagreed to.

Mr. Palmer offered the following amendment to said bill, viz.:

Amend H. B. 601 at the end of line 30, section 1 by adding: "The clerk or officer issuing this license shall retain for his fee in full, fifty cents, from the amount collected for each license."

Said amendment was adopted.

Mr. Belknap offered the following amendment to said bill, viz.:

Amend H. B. 601 by adding after the word "truck," in line 20, section 1, page 2 of the printed bill, the following words:

1a. One-half of all moneys raised by this tax shall be evenly distributed among the 120 counties, 1/240 of all truck

licenses going to each of the counties for the county road funds.

Said amendment was adopted.

Mr. Cushing offered the following amendment to said bill, viz.:

Amend H. B. 601 by adding thereto section 1½, which said new section shall read in words and figures as follows:

Section 1½. No provision of this act shall apply to any passenger carrying vehicle.

Said amendment was disagreed to.

Mr. Haselwood offered the following amendment to said bill, viz.

Amend H. B. 601 by striking out the figures $22.00 in line 9 and inserting therein $20.00.

Said amendment was adopted.

Mr. Baker offered the following amendment to said bill, viz.:

Amend H. B. 601 by striking out the figures $22.00 in line adding the following after the word "truck," in line 30 of page 2 of the printed bill: "provided, however, that trucks operated only on toll roads shall not be required to pay said tax."

Said amendment was disagreed to.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	Wm. M. Duncan	Chas. A. Nelson
A. J. Baldridge	D. E. Edwards	F. V. Nunnelly
J. H. Baughman	H. M. Fultz	E. E. Palmore
L. D. Bax	O. C. Gartin	J. J. Patterson
W. B. Belknap	T. H. Golden	G. L. Perryman
Homer Beliles	J. E. Hadden	V. H. Redwine
C. W. Bennett	W. R. Haselwood	J. F. Reed
J. E. Bickett	Hector Johnson	G. W. Shadoan
S. A. Blackburn	J. Roy Johnson	Lee L. Simons
W. M. Boling	H. J. Kegley	W. M. Simpson
W. J. Brandenburg	T. H. King	Geo. W. Smith
Allen B. Cammack	John H. Lawson	A. W. Stamper
R. J. Cain	I. T. Layman	F. L. Strange
Lee Clark	Leon P. Lewis	D. D. Thornberry
Sam Cole	Leroy Lewis	W. S. Tinsley
F. W. Collings	Martin Light	N. I. Toombs
L. F. Coomes	J. T. Linton	J. Wood Vance
J. L. Cushing	J. Will McFarlin	M. E. Vaughan
B. F. Day	W. J. McMurry	W. S. Wallen
J. R. Dorman	J. W. Martin	W. D. Watkins
E. J. Doss	Wm. J. Moore	C. Westerfield
H. C. Duffy	E. D. Morris	

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Those who voted in the negative were—

W. L. Agee	J. F. Bosworth	H. Q. Thompson
T. H. Baker	T. J. Knight	C. D. Vincent
Wm. H. Bornhorst	J. L. Morgan	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Simons moved that when the House adjourn today, it adjourn to meet again at seven-thirty o'clock p. m.

Said motion was agreed to.

Mr. Simons moved that the vote by which the House agreed to meet again at seven-thirty o'clock p. m. be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 424. An act to amend section 3891 of Carroll's Kentucky Statutes.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 3891 of Carroll's Kentucky Statues be and the same is hereby amended by adding at the conclusion of said section the following:

"But no person shall be eligible to appointment as administrator with the will annexed whose interests are antagonistic to the provisions of the will."

So that said section, as amended, shall read as follows:

"If there be no executor appointed by the will, or if all the executors therein named die, or refuse the executorship, or fail to give bond as required by law, which shall amount to such refusal, the court may grant administration, with the will annexed, to the person who would have been entitled to administration if there had been no will, but no person shall be eligible to appointment as administrator, with the will annexed, whose interests are antagonistic to the provisions of the will."

This act shall take effect and be in force from and after its passage and approval by the Governor.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	F. W. Collings	J. Roy Johnson
T. H. Baker	L. F. Coomes	A. J. Jolly
A. J. Baldridge	J. L. Cushing	D. C. Jones
L. D. Bax	B. F. Day	H. J. Kegley
W. B. Belknap	J. R. Dorman	T. H. King
C. W. Bennett	E. J. Doss	T. J. Knight
J. E. Bickett	G. L. Drury	I. T. Layman
S. A. Blackburn	Wm. M. Duncan	Leon P. Lewis
W. M. Boling	D. E. Edwards	Martin Light
Wm. H. Bornhorst	H. M. Fultz	J. Will McFarlin
J. F. Bosworth	T. H. Golden	W. J. McMurry
W. J. Brandenburg	J. E. Hadden	J. L. Manning
Sherman Chasteen	W. R. Haselwood	J. W. Martin
Lee Clark	L. J. Jeter	E. B. Miller
Sam Cole	Hector Johnson	G. W. Morgan

J. L. Morgan	J. E. Robbins	N. I. Toombs
E. D. Morris	Lee L. Simons	M. E. Vaughan
Chas. A. Nelson	W. M. Simpson	W. S. Wallen
F. V. Nunnelly	A. W. Stamper	W. D. Watkins
E. E. Palmore	F. L. Strange	C. Westerfield
J. J. Patterson	D. D. Thornberry	F. E. Wilson
V. H. Redwine	W. S. Tinsley	

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 63. An act designating the 11th day of November of each year a legal holiday to be known as Armistic Day.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That the eleventh day of November of the year 1924 and the eleventh day of November of each year thereafter is hereby declared a legal holiday to be known as "Armistice Day," and the same shall be recognized, classed and treated as other legal holidays under the laws of this state.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
R. J. Cain
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
E. J. Doss
G. L. Drury
Wm. M. Duncan
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
G. W. Shadoan
Lee L. Simons
W. M. Simpson
F. L. Strange
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
C. D. Vincent
W. S. Wallen
W. D. Watkins
C. Westerfield
F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 180. An act to amend certain sections of an act approved March 22, 1920, being section 10 of chapter 36 of the Acts of 1920, relating to the elections of county school superintendents, fixing the term of office, qualifications, compensations and providing the duties thereof.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 10 of chapter 36 of the Session Acts of 1920 be and is hereby repealed and re-enacted to read as follows:

Section 10. The county school superintendent shall be elected by a majority vote of the people at a regular election to serve for a term of four (4) years. First election to be held at the regular November election 1925. The names of the candidates for the place of county school superintendent shall be placed on the ballots as candidates for membership on the board of education, and shall be required to meet the same conditions as candidates for membership on the board of education, and the election thereof shall be conducted in the same manner and by the same officials, and the county court clerks shall handle the ballots in the same manner as now provided by law. He or she shall hold office until his successor has been elected and qualified. No person shall be eligible to the office of county superintendent of schools who does not hold a proper certificate in scholarship, administration and supervision as provided by law, provided all county superintendents of schools holding office at the time that this act shall take effect shall continue to serve to the end of their term for which they were originally selected and until their

successors are elected and qualified. All superintendents of schools elected under this act shall be eligible for re-election.

The county superintendent of schools shall devote his or her entire time to the public school business and shall receive compensation as the county board of education shall direct to be paid from the county school funds in monthly installments, provided that no county superintendent of schools elected to office under the provisions of this act shall be paid a salary of less than $1,200, nor more than $3,000 per annum. In case of vacancy, due to any cause, the county board of education shall fill the vacancy and the appointment shall be for the unexpired term and until his successor shall have been elected and qualified.

The county superintendent of schools, as executive officer of the county board of education, shall see that the laws relating to schools, and by-laws, rules and regulations of the State Board of Education, and regulations and policies of the county board of education are carried into effect.

The county superintendent of schools shall recommend for condemnation school buildings which are unsanitary and unfit for use. He shall recommend the repairs, the purchase of grounds, school sites and grounds, the sale of same, and shall cause to be prepared all plans and specifications for remodeling of old buildings, provided that the plans and specifications for any and all of the buildings to be erected in said county shall be submitted to the State Superintendent of Public Instruction or his agent for approval.

The county superintendent shall approve in writing all contracts, of any kind, entered into by the county board of education, and no contract entered into by the county board of education without the written approval of the county superintendent of schools shall be valid.

The county superintendent of schools shall be the representative of the State Superintendent of Public Instruction

in all examinations for teachers' certificates, conducted within the county, and shall perform such duties connected herewith as may be required by law.

§ 2. All laws or parts of laws in conflict with the provisions of this act are hereby repealed.

Mr. Vaughn offered the following amendment to said bill, viz.:

Insert after the word "people," in line 4, these words, "of the country district."

Said amendment was disagreed to.

Mr. Jolly offered the following amendment to said bill, viz.:

Amend section 1, line 4, after word "people" by insertings words and figures: "provided the 1st, 2nd, 3rd, 4th and 5th class cities shall not vote."

Said amendment was disagreed to.

Mr. Jeter offered the following amendment to said bill, viz.:

Amend H. B. 180, section 1, line 4, page 1, by striking out the word "people" and substituting therefor the words "qualified voters."

Said amendment was adopted.

Mr. Jeter offered the following amendment to said bill, viz.:

Amend H. B. 180, section 1, line 7, by adding after the word "ballots" the words "in like manner."

Said amendment was adopted.

Mr. Vaughan offered the following amendment to said bill, viz.:

Amend H. B. 180 by striking out the word "county," in section 1, lines 3, 6 and 14 and substituting in lieu thereof the word "any."

Said amendment was disagreed to.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. L. Cushing	H. J. Kegley
T. H. Baker	B. F. Day	John H. Lawson
A. J. Baldridge	E. J. Doss	I. T. Layman
J. H. Baughman	G. L. Drury	Oscar Leibson
Homer Beliles	Wm. M. Duncan	Leroy Lewis
C. W. Bennett	J. O. Evans	J. T. Linton
J. E. Bickett	H. M. Fultz	J. Will McFarlin
S. A. Blackburn	O. C. Gartin	W. J. McMurry
W. M. Boling	T. H. Golden	J. L. Manning
W. J. Brandenburg	J. E. Hadden	E. B. Miller
Allen B. Cammack	J. W. Howard	Harry Miller
R. J. Cain	R. O. Huntsman	J. L. Morgan
Sherman Chasteen	L. J. Jeter	E. D. Morris
Lee Clark	Hector Johnson	Chas. A. Nelson
Sam Cole	J. Roy Johnson	F. V. Nunnelly
F. W. Collings	D. C. Jones	E. E. Palmore

J. J. Patterson	Lee L. Simons	N. I. Toombs
G. L. Perryman	W. M. Simpson	W. S. Wallen
V. H. Redwine	Geo. W. Smith	E. C. Walker
J. F. Reed	F. L. Strange	W. D. Watkins
J. E. Robbins	H. Q. Thompson	C. Westerfield
G. W. Shadoan	D. D. Thornberry	

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Those who voted in the negative were—

W. B. Ardery	T. J. Knight	W. S. Tinsley
W. B. Belknap	Leon P. Lewis	J. Wood Vance
J. F. Bosworth	R. D. McMurtry	M. E. Vaughan
J. R. Dorman	J. W. Martin	C. D. Vincent
A. J. Jolly	G. W. Morgan	
T. H. King	A. W. Stamper	

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 483. An act to require agricultural cooperative associations on request to furnish information as to membership and contracts and providing for the effect of refusal or compliance with such requests or failure to make such requests.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Upon application in writing by registered mail to any agricultural cooperative marketing association doing business under the laws of this Commonwealth by any landowner, lessor or lessee of land on which any agricultural crops marketed by such association are being raised or are to be raised, asking for information as to whether a certain person or persons are members of such association, or have signed its marketing agreement, or asking for information as to the terms of said contract, said association shall within five days after receipt of said request furnish said information in writing to the person or persons inquiring at the address given in the application.

§ 2. Such application shall give the full name of the person or persons concerning whom the information is requested and their postoffice addresses, and shall contain a return address of the person or persons to whom the information is to be sent.

§ 3. Unless such information as above requested shall be furnished by said association, in any litigation which may arise between such association and the person or persons inquiring, it shall be presumed, in the absence of evidence to the contrary, that the person requesting said information was without notice that the person inquired about was a member of such association or had signed such marketing contract or that the person inquiring knew the terms of the contract.

§ 4. Unless such landlord, lessor or lessee shall have made the above inquiry and waited until the expiration of the time above set forth or until the receipt of answer thereto, in any litigation arising with such cooperative association, it shall be conclusively presumed that such person has notice of the contract or membership obligations actually existing between the association and its member or obligor.

§ 5. Whereas, there are many thousand cooperative contracts now in force in this state and lack of information creates confusion as to the rights of members and non members thereunder, an emergency is declared to exist and this

act shall be in force from and after its passage and approval by the Governor.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
J. H. Baughman
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
R. J. Cain
Lee Clark
Sam Cole
F. W. Collings
J. L. Cushing
B. F. Day
E. J. Doss
G. L. Drury
Wm. M. Duncan
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
Hector Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
E. D. Morris
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
J. E. Robbins
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
D. D. Thornberry
W. S. Wallen
E. C. Walker
W. D. Watkins
F. E. Wilson

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Those who voted in the negative were—

J. Roy Johnson V. H. Redwine —2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 390. An act to amend and re-enact chapter 72 of the Acts of the General Assembly of 1922, entitled, "An act to promote the production of better eggs in Kentucky," by regulating the traffic in eggs, to prevent fraud and misrepresentation in dealing in eggs, to prevent the sale of eggs unfit for human food, and to fix penalties for the violations of provisions.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That chapter seventy-two of the Acts of the General Assembly of 1922, approved March 23, 1922, be amended and re-enacted so as to read as follows:

§ 1. No person, firm or corporation shall sell, offer or expose for sale, or have in his possession for traffic in, any eggs unfit for human food, unless the same is broken in shell and then denatured so that it can not be used for human food. For the purposes of this act, an egg shall be deemed unfit for human food if it be addled or moldy, a black rot, a white rot, or a blood ring, or if it has an adherent yolk, or

a bloody or green white; or if it be incubated beyond the blood ring stage; or if it consists in whole or in part of a filthy, decomposed or putrid substance.

§ 2. Between May 15th of each year and January of the following year, no person, firm or corporation shall, in buying or selling eggs, take or give a greater or less dockage for eggs unfit for food as defined in section one of this act than the actual dockage which has been determined by the careful candling of the eggs so purchased or sold, and said person, firm or corporation shall keep such candling records as may be required by the rules and regulations of the State Board of Health. All such records shall be open at all reasonable times for examination by the State Board of Health, or its official representative.

§ 3. The term "candling" as used herein shall be construed to mean the careful examination, in a partially dark room or place, of the whole egg by means of a strong light, the apparatus and method employed to be such as shall be approved by the State Board of Health. Every person, firm or corporation engaged in the business of buying eggs in this state for re-sale or consignment, shall provide and maintain an adequate place for the accurate candling of eggs and a suitable place for the proper handling of eggs which are intended to be used for human food.

§ 4. For the purpose of enforcing the provisions of this act, it is hereby required that thirty days after this act takes effect, and on or before the first day of April annually thereafter, no person, firm or corporation shall engage in the business of buying, selling, dealing in or trading of eggs, except those retailers who buy direct from licensees only and who do not sell in lots greater than five cases, and egg producers who sell direct to consumers in lots of not more than five cases, without first obtaining from the State Board of Health a license to conduct such business. Said board, upon receipt of proper application upon forms such as may be prescribed, accompanied by an annual license fee of two dollars ($2.00) for a person, firm or corporation

that shall engage in the business of buying, selling, dealing in or trading in eggs in lots of more than five cases and less than one carload shall thereupon issue to such person, firm or corporation an annual license to engage in such business; and said board, upon receipt of a proper application upon forms such as may be prescribed, accompanied by a license fee of ten dollars ($10.00) for a person, firm or corporation that shall engage in the business of buying, selling, dealing in or trading in eggs in lots of one carload or more, shall thereupon issue to such person, firm or corporation an annual license to engage in such business. Provided, that any person, firm or corporation operating more than one place of business where eggs are bought, shall procure a license for each such place of business. All such licenses shall expire at the close of business on March 31st of each year.

§ 5. The State Board of Health shall enforce the provisions of this act and shall make suitable rules and regulations for carrying out its provisions. Said board shall determine the conditions under which eggs previously candled shall be recandled before sale, in order to safeguard the purchaser against buying such eggs as are unfit for human food, which may be contained in such lot. The fees and other money secured under this act shall be expended by the State Board of Health for the enforcement of this act.

§ 6. Any person, firm or corporation failing to comply with the requirements of, or violating any of the provisions of this act, shall be guilty of a misdemeanor, and shall, upon conviction for the first offense, be fined not less than $10.00 nor more than $125.00. For any subsequent offense, his license may be suspended or revoked at the discretion of the State Board of Health.

Should any person, firm or corporation be convicted of buying or trading in eggs during the time of the suspension of his license as specified in the written order by the State Board of Health, or after the date of which his license was

ordered to be revoked, the offender shall be punished by a fine of not less than $10.00 nor more than $125.00 for each offense.

§ 7. The words used in this act shall be construed to import the plural or singular, as the case demands.

§ 8. That all laws and parts of laws in conflict with the provisions of this act be and are hereby repealed.

§ 9. This act shall be in force and effect upon its passage and approval as an emergency is hereby declared to exist.

Mr. Martin offered the following amendment thereto, by way of substitute therefor, viz.:

An act to amend and re-enact chapter 72 of the Acts of the General Assembly of 1922, entitled, "An act to promote the production of better eggs in Kentucky, by regulating the traffic in eggs, to prevent fraud and misrepresentation in dealing in eggs; to prevent the sale of eggs unfit for human food; to license dealers in eggs and to fix penalties for violation of the provisions."

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That chapter 72 of the Acts of the General Assembly of 1922, approved March 23, 1922, be amended and re-enacted so as to read as follows:

§ 1. No person, firm or corporation shall sell, offer or expose for sale, or have in his possession or traffic in, any eggs unfit for human food, unless the same is broken in shell and then denatured so that it cannot be used for human food. For the purposes of this act, an egg shall be deemed unfit for human food if it be addled or moldy, a black rot, a white rot, or a blood ring, or if it has an adherent yolk, or a

bloody or green white, or if it be incubated beyond the blood ring, or if it consist in whole or in part of a filthy, decomposed or putrid substance.

§ 2. Between May 15th of each year and January 15th of the following year, no person, firm or corporation shall, in buying or selling eggs, take or give a greater or less dockage for eggs unfit for food as defined in section one of this act than the actual dockage which has been determined by the careful candling of the eggs so purchased or sold, and said person, firm or corporation shall keep such candling records as may be required by the rules and regulations of the State Department of Agriculture. All such records shall be open at all reasonable times for examination by the State Department of Agriculture, or its official representative.

§ 3. The term "candling," as used herein, shall be construed to mean the careful examination, in a partially dark room or place, of the whole egg by means of a strong light, the apparatus and method employed to be such as shall be approved by the State Department of Agriculture. Every person, firm or corporation engaged in the business of buying eggs in this state for re-sale or consignment, shall provide and maintain an adequate place for the accurate candling of eggs and a suitable place for the proper handling of eggs which are intended to be used for human food.

§ 4. For the purpose of enforcing the provisions of this act, it is hereby required that thirty days after this act takes effect, and on or before the first day of April annually thereafter, no person, firm or corporation shall engage in the business of buying, selling, dealing in or trading of eggs, except those retailers who buy direct from licensees only and who do not sell in lots greater than five cases, and egg producers who sell direct to consumers in lots of not more than five cases, without first obtaining from the State Department of Agriculture a license to conduct such business. Said department upon receipt of proper application upon forms such as may be prescribed, accompanied by an annual license fee of two dollars ($2.00) for a person, firm or corporation that

shall engage in the business of buying, selling, dealing in or trading in eggs in lots of more than five cases and less than one carload shall thereupon issue to such person, firm or corporation an annual license to engage in such business; and said department, upon receipt of a proper application upon forms such as may be prescribed, accompanied by a license fee of ten dollars ($10.00) for a person, firm or corporation that shall engage in the business of buying, selling, dealing in or trading in eggs in lots of one carload or more, shall thereupon issue to such person, firm or corporation an annual license to engage in such business. Provided, that any person, firm or corporation operating more than one place of business where eggs are bought, shall procure a license for each such place of business. All such licenses shall expire at the close of business on March 31st of each year.

§ 5. The State Department of Agriculture shall enforce the provisions of this act and shall make suitable rules and regulations for carrying out its provisions. Said department shall determine the condition under which eggs previously candled shall be recandled before sale, in order to safeguard the purchaser against buying such eggs as are unfit for human food, which may be contained in such lot. The fees and other money secured under this act shall be expended by the State Department of Agriculture for the enforcement of this act, and provided that any moneys in excess of six thousand ($6,000.00) dollars annually shall be used by the Kentucky State Fair for the betterment of the poultry industry of the state.

§ 6. Any person, firm or corporation failing to comply with the requirements of, or violating any of the provisions of this act shall be guilty of a misdemeanor, and shall, upon conviction for the first offense, be fined not less than $10.00 nor more than $125.00. For any subsequent offense the fine shall be not less than fifty ($50.00) dollars nor more than one hundred and fifty ($150.00) dollars.

§ 7. The words used in this act shall be construed to import the plural or singular, as the case demands.

§ 8. That all laws and parts of laws in conflict with the provisions of this act be and are hereby repealed.

§ 9. This act shall be in force and effect upon its passage and approval as an emergency is hereby declared to exist.

Said substitute was then adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

L. D. Bax	J. O. Evans	J. L. Manning
W. B. Belknap	H. M. Fultz	J. W. Martin
C. W. Bennett	O. C. Gartin	Harry Miller
S. A. Blackburn	T. H. Golden	G. W. Morgan
W. M. Boling	J. E. Hadden	E. D. Morris
J. F. Bosworth	H. C. Hawkins	F. V. Nunnelly
W. J. Brandenburg	J. W. Howard	E. E. Palmore
Allen B. Cammack	R. O. Huntsman	J. J. Patterson
R. J. Cain	A. J. Jolly	V. H. Redwine
Sherman Chasteen	D. C. Jones	J. F. Reed
Lee Clark	H. J. Kegley	J. E. Robbins
Sam Cole	T. H. King	Lee L. Simons
F. W. Collings	T. J. Knight	W. M. Simpson
L. F. Coomes	John H. Lawson	Geo. W. Smith
J. L. Cushing	I. T. Layman	D. D. Thornberry
B. F. Day	Leon P. Lewis	W. S. Tinsley
J. R. Dorman	Martin Light	E. C. Walker
E. J. Doss	J. T. Linton	W. D. Watkins
G. L. Drury	J. Will McFarlin	
Wm. M. Duncan	W. J. McMurry	—58

Those who voted in the negative were—

W. L. Agee	Homer Beliles	R. D. McMurtry
T. H. Baker	J. Roy Johnson	N. I. Toombs

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Resolved, that the title thereof be as amended.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Simons moved that the House do now recess until seven-thirty o'clock p. m.

Said motion was agreed to.

And then the House recessed.

NIGHT SESSION.

The hour of seven-thirty o'clock p. m. having arrived, the Speaker resumed the Chair and called the House to order.

Mr. Harry Miller moved that a roll of the members be called to ascertain if a quorum were present.

Said motion was agreed to.

The roll was called and the followning members answered to their names, viz.:

J. H. Baughman	W. J. Brandenburg	B. F. Day
L. D. Bax	J. G. Campbell	J. R. Dorman
W. B. Belknap	F. W. Collings	E. J. Doss
S. A. Blackburn	L. F. Coomes	Wm. M. Duncan
W. M. Boling	J. L. Cushing	H. M. Fultz

T. H. Golden	J. Will McFarlin	Lee L. Simons
A. J. Jolly	Harry Miller	F. L. Strange
H. J. Kegley	Wm. J. Moore	D. D. Thornberry
T. H. King	J. J. Patterson	W. S. Wallen
Leon P. Lewis	J. E. Robbins	W. D. Watkins

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No quorum being present Mr. Harry Miller moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

SATURDAY, MARCH 15, 1924.

The House was opened with prayer by the Right Reverend Father Klosterman, of the Roman Catholic church, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee	Sherman Chasteen	T. H. Golden
T. H. Baker	Lee Clark	J. E. Hadden
A. J. Baldridge	Sam Cole	W. R. Haselwood
J. H. Baughman	F. W. Collings	J. W. Howard
L. D. Bax	L. F. Coomes	R. O. Huntsman
Homer Beliles	J. L. Cushing	L. J. Jeter
C. W. Bennett	B. F. Day	Hector Johnson
J. E. Bickett	J. R. Dorman	J. Roy Johnson
S. A. Blackburn	E. J. Doss	A. J. Jolly
W. M. Boling	G. L. Drury	D. C. Jones
J. F. Bosworth	H. C. Duffy	H. J. Kegley
W. J. Brandenburg	Wm. M. Duncan	T. H. King
W. B. Bush	D. E. Edwards	T. J. Knight
Allen B. Cammack	J. O. Evans	I. T. Layman
J. G. Campbell	H. M. Fultz	Oscar Leibson
R. J. Cain	O. C. Gartin	Leon P. Lewis

Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

A message was received from the Senate announcing that they had passed bills which originated in this House of the following titles, viz.:

H. B. 247. An act authorizing the boards of education of the cities in Kentucky and the county boards of education and the boards of trustees of independent graded school districts to provide for the education of children with defective eyesight, and for such purpose to provide special instruction for such children, and to secure and provide suitable books for such children.

H. B. 536. An act to provide for a progressive tax on transfers of direct and collateral inheritances, and to amend sections 4281a, 4281b, 4281c, 4281d, 4281e, 4281f, 4281g, 4281h, 4281i, 4281k, 4281l, 4281m, 4281n, 4281o, 4281p, 4281q, 4281r, 4281t, of Carroll's Kentucky Statutes, 1915, as amended by an act entitled, "An act providing for progressive tax on direct and collateral inheritances," being chapter 26 of the Acts of the General Assembly of 916, as amended by an act entitled, "An act to more clearly define the method and procedure for

the imposition of inheritance taxes on contingent interests or estates and to amend sections 4281a to 4281s, both inclusive, Kentucky Statutes, Carroll's 1915 edition, and chapter 26 of the Acts of 1916, by prescribing the rate of tax and the method of collecting same on contingent interests of estates and providing for a refund upon the happening of the contingency to persons who are required to pay a less amount than the tax imposed and paid," being chapter 56 of the Acts of the General Assembly of 1918 as amended by an act entitled, "An act relating to the collection of inheritance tax, requiring certain reports of county court clerks and imposing certain duties upon the State Tax Commission and otherwise designating a method of procedure in the collection of such tax," being chapter 44 of the Acts of the General Assembly of 1920.

Ordered, that said bills be delivered to the Enrolling Clerk.

And that they had passed bills and resolutions which originated in that body of the following titles, viz.:

S. B. 121. An act relating to elections and to amend and re-enact subsection 3 of section 1596A, section 1484, and section 1470 of chapter 41, Kentucky Statutes, Carroll's edition, 1915.

S. B. 259. An act authorizing the Clark County Construction Company, a corporation, created and existing under the laws of Kentucky, to sue the state of Kentucky and the State Highway Commission of the state of Kentucky.

S. B. 376. An act to safeguard the distribution and sale of certain dangerous caustic or corrosive acids, alkalis and other substances in the state of Kentucky.

S. B. 78. An act making it unlawful for any person or persons to smuggle or pass firearms, deadly weapons or other articles or written, printed or verbal messages in to persons

imprisoned in the penal institutions of the state, and making it unlawful for any person or persons to carry out from such prisoner any article or message for the purpose of mailing or delivery, without first securing permission of the proper authorities, and prescribing penalties for the violation thereof.

S. B. 224. An enabling act for West Kentucky Industrial School to pay account to Central School Supply Company.

S. B. 233. An act permitting and providing for the original construction or reconstruction of sidewalks and curbings on boulevards, parkways and other park property in cities of the first class; providing the manner in which such construction or reconstruction shall be made under the Board of Public Works and prescribing the method by which the cost thereof shall be apportioned against the property fronting such improvements.

S. B. 306. An act creating a Kentucky State Park Commission.

S. B. 219. An act making it unlawful to sell, expose for sale, give away, or give away as a prize or reward, any toy pistol, or other device for the purpose of exploding blank cartridges containing fulminates or other explosive compound.

S. B. 370. An act to amend an act approved March 20, 1922, and being chapter 22 of the Acts of 1922.

S. B. 313. An act to amend and re-enact an act entitled "An act relating to the drainage and the prevention of overflow of lands, towns, cities, roads, streets, the establishment, organization and maintenance of drainage, levee and reclamation districts, the construction and maintenance of public ditches, canals, drains, sewers, dams, levees and the straightening, widening, deepening, enlarging and otherwise improv-

ing public ditches, drains, creeks, rivers or other streams, prescribing the method of procedure, the levying and collection of assessments for the payment of the costs and expenses of establishing and organizing such districts, the construction of such improvements, creating and incorporating boards of drainage commissioners, and prescribing the duties of commissioners and other officers and employes, and providing for the payment of such officers and employes performing duties; the issuing and selling of dsitrict bonds, with which to secure funds with which to defray the cost and expenses of improvements hereunder," approved by the Governor March 26, 1918, being chapter 64 of the Acts of 1918.

S. B. 144. An act to amend section 1, subdivision 1, article 4, chapter 22 of the Acts of 1906, being an act entitled, "An act relating to revenue and taxation," and being section 4077 of Carroll's Kentucky Statutes, sixth edition, 1922."

S. B. 362. An act to authorize and empower the State Highway Commission, in its discretion, to reimburse the Kentucky Coal and Electro-Chemical Company in a fair and reasonable amount to be determined by the State Highway Commission for construction work done, and services and material furnished by said company, in the construction of certain sections of the highway leading from Somerset, Kentucky, to London, Kentucky, as a part of the state primary system, and to pay for same out of the state road fund.

S. B. 271. An act to provide for the expenses of the Insurance Department.

S. Res. 28. Resolution for the benefit of the ministers of the churches of Frankfort.

S. Res. 12. Joint resolution providing for investigating and auditing of all of the accounts, letting of contracts and all other matters had by the State Highway Commission.

S. B. 343. An act for the benefit of Mary E. Cunningham, whose husband, Hodge G. Cunningham, lost his life in the performance of a public service, and leaving the said Mary E. Cunningham as his widow and leaving also two minor children.

S. B. 347. An act relating to the establishment of graded common schools.

S. B. 368. An act for the benefit of Mrs. William Gilbert, whose husband lost his life in the performance of a public service, and leaving the said Mrs. William Gilbert as his widow.

S. B. 345. An act for the benefit of Mary Mattingly, whose husband, V. B. Mattingly, lost his life in the performance of a public service, and leaving the said Mary Mattingly as his widow.

S. B. 282. An act amending and re-enacting section 1224, Kentucky Statutes, relating to and providing a penalty for shooting from ambush.

S. B. 283. An act to provide wash rooms in certain employments to protect the health of employes, and secure public comfort.

S. B. 402. An act to provide for and regulate the publication, sale and distribution of opinions of the Court of Appeals, as Kentucky Reports and Advance Sheets, and to repeal and re-enact subsections 3, 4, 5, 6, 7, 9 and 10 of section 955a, Kentucky Statutes, Carroll's edition, 1922, relating to the publication, sale and distribution of the opinions of the Court of Appeals of Kentucky, commonly called Kentucky Reports and Advance Sheets, and to repeal section 2429, Kentucky Statutes, Carroll's 1922 edition, relating to reports to be made by clerks of courts respecting lists of vol-

umes of reports on hands, and to repeal and re-enact section 2426, Kentucky Statutes, Carroll's edition 1922, relating to the distribution of the Kentucky Reports, and designating the persons entitled to free copies thereof, and requiring of the county attorney bond to the Commonwealth for the safe keeping and preservation of said books for use in his office.

At the instance of the Committee on Rules, said bills were severally read at length the first time, ordered to be printed and placed on the Calendar.

A message was received from the Senate announcing that they had passed a bill and resolution which originated in this House of the following titles, viz.:

H. B. 530. An act to amend and re-enact section 2 of chapter 10 of the Acts of the General Assembly of 1922, approved March 8, 1922, entitled, "An act to provide for the establishment of two normal schools for the training of white elementary teachers, and appropriating moneys for the maintenance and operation thereof.

Whereas, the greatest need of common schools is trained elementary teachers, and,

Whereas, the state normal schools already established can neither reach nor train all elementary teachers needed for the common schools;"

Being an act for the creation of boards of regents and vesting the management and control of the two normal schools established under the provisions of said act in boards of regents instead of the State Board of Education; providing for the appointment of the boards of regents by the Governor of the Commonwealth, and fixing their terms of office; providing

certain rules and regulations for the management and operation of said schools, and empowering the boards of regents to exercise full management and control in the operation of said schols.

Ordered, that said bill be delivered to the Enrolling Clerk.

Resolution providing for the payment of expenses of contestant and contestee, and others in the matter of contest of Roland Railey, contestant, v. E. E. Palmore, contestee, pending and decided in the House of Representatives of the Commonwealth of Kentucky.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 593. An act to amend and re-enact sections 2202 and 2217 of article 3, chapter 71, of the Kentucky Statutes, Carroll's 1915 edition, relating to the inspection of oils, abolishing the office of Oil Inspector; creating the office of Oil Tester and Gauger; providing for the payment of said officers; distributing the inspection fees collected.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 2202, article 3, chapter 71, of the Kentucky Statutes, Carroll's 1915 edition, be amended by repealing said section 2202, and inserting in lieu thereof the following section, so that when said section is amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 2202. Oils That Must be Inspected Before Selling.—That all oils and fluids, the product of coal, petroleum

or other bituminous substances, by whatever name called, which may or can be used for illuminating purposes and for use as fuel in combustion engines, automobiles, tractors and trucks driven by gasoline engines, manufactured in this state or brought into it before the same is consumed, for use and consumption in this state and used or sold to merchants or consumers within this state, shall be inspected by an authorized tester or gauger of this state.

§ 2. That section 2204, article 3 of chapter 71 of the Kentucky Statutes, Carroll's 1915 edition, be amended by repealing said section 2204, and inserting in lieu thereof the following section, so that when said section is amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 2204. (a) Tester and Gauger—Appointment and Term of Office—Assistants.—The office or position of inspector is hereby abolished, and said office, employment or position of Oil Inspector is hereby terminated, and there is hereby created an office to be known as Tester and Gauger of Oils. Upon the taking effect of this act, the judges of the county court in each and every county in the Commonwealth except in counties having therein a city of the first class, shall appoint for such county an official Tester and Gauger of Oils, and in counties having therein a city of the first class, the Governor, without the approval and consent of the Senate, shall appoint for such counties an official Tester and Gauger of Oils and an Assistant Tester and Gauger of Oils. Such officer shall be appointed for a term of four years, and shall take office on and after the date of his appointment under the provisions of this law, and shall qualify by taking the oath of office as required by other officers of the Commonwealth, and by giving the bond required by section 2212, Kentucky Statutes, Carroll's 1915 edition, as amended by this act. Said Tester and Gauger of Oils shall be and is hereby vested with the authority, power, duties and privileges heretofore conferred by law upon oil inspectors, and such other and all duties required of him by any law now in force or may hereafter be

enacted, and shall perform the duties and exercise the authority and powers as are now exercised and discharged by oil inspectors. Each Tester and Gauger of Oils in counties not having therein a city of the first class, may appoint an assistant or deputy who may perform under his direction, and for such times as he may designate, any and all the duties of a Tester and Gauger of Oils under this act, and his compensation shall be paid out of the funds allowed herein to the Tester and Gauger of Oils for such county.

(b) Each Tester and Gauger of Oils in this Commonwealth shall, on the first day of each and every month, report and pay the inspection and testing fees collected by him to the Auditor of Public Accounts, and the Auditor shall keep a separate account of the moneys reported and paid by each Tester and Gauger of Oils.

(c) All gasoline and all petroleum products having a flash test of less than 100 degrees Fahrenheit, closed cup test, Elliott cup, whether manufactured in this state or not, shall be inspected as provided in this article before being sold or offered for sale or used in this state. It shall be the duty of the Oil Tester and Gauger to examine and test within this state all such gasoline and petroleum products of less than 100 degrees Fahrenheit, flash test, held or offered for sale or sold by any manufacturer, vendor, person or firm or corporation in this state for gravity. The gravity of said gasolines and said petroleum products of less than 100 degrees Fahrenheit, flash test, shall be determined by the Tagliabue standard registered hydrometer, Beaume scale, at a temperature of 60 degrees Fahrenheit. After making said examination and test he shall affix to the receptacle containing the same his brand showing the date of inspection, his name and the word "inspected." Every person, firm or corporation selling or delivering any of the said gasoline or petroleum products of less than 100 degrees Fahrenheit, flash test, in this state in barrels or packages, shall plainly stencil or label on each

barrel or package containing the same the words "Explosive. Unsafe for illuminating purposes. For power purposes only."

§ 3. That section 2211, article 3 of chapter 71 of the Kentucky Statutes, Carroll's 1915 edition, be amended by repealing said section 2211, and inserting in lieu thereof the following section, so that when said section is amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 2211. (a) Fees of Tester and Gauger and Compensation.—Each Tester and Gauger of Oils shall charge and collect for testing and gauging of all oils and fluids under the provisions of the law in quantities in bulk of four thousand gallons or more, ten cents per barrel for fifty gallons. If inspected and tested in barrels, the Tester and Gauger of Oils shall charge and collect ten cents per barrel for testing in lots of fifty barrels or more, and ten cents per barrel for testing in lots of less than fifty barrels at one time.

(b) On or before the tenth day of each month, the Auditor shall draw his warrant, payable to the Tester and Gauger of Oils and Assistant Tester and Gauger of Oils in each county having therein a city of the first class, for forty per cent of the amount collected and reported by him the preceding month to the Auditor of Public Accounts, not to exceed, however, the sum of three hundred ($300.00) dollars per month, or three thousand six hundred ($3,600.00) dollars per year to Tester and Gauger of Oils for such counties, and not to exceed two hundred ($200.00) dollars per month, or two thousand four hundred ($2,400.00) dollars per year to the Assistant Tester and Gauger for such counties. At the same time, the Auditor shall draw his warrant, payable to each Tester and Gauger of Oils for each county in the Commonwealth having therein a city of the second class, for forty per cent of the amount collected and reported by him for the preceding month, not to exceed however the sum of two hundred ($200.00) dollars per month, or two thousand four hundred ($2,400.00) dollars per year. At the same time, the Auditor

shall draw his warrant, payable to each Tester and Gauger of Oils for each county in the Commonwealth not having therein a city of the first or second class, for forty per cent of the amount collected and reported by him for the preceding month, not to exceed, however, the sum of one hundred twenty-five ($125.00) dollars per month, or one thousand five hundred ($1,500.00) dollars per year. On January first of each and every year thereafter, the Auditor of Public Accounts shall draw his warrant, payable to each county treasurer, or other officer acting in such capacity, for ten per cent of the amount collected and reported by the Tester and Gauger of Oils of the respective counties during the preceding year, which amounts shall be credited to the common school funds of said counties; and shall credit fifty per cent of the total amount of fees collected and reported by all the Testers and Gaugers of Oils in the Commonwealth during the preceding year to the credit of the general fund of the Commonwealth.

§ 4. That section 2212, article 3, chapter 71, of the Kentucky Statutes, Carroll's 1915 edition, be amended by repealing said section 2212, and interesting in lieu thereof the following section, so that when said section is amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 2212. Bond to be Executed by Tester and Gauger of Oils—Action on.—All Testers and Gaugers of Oil shall execute bond to the Commonwealth of Kentucky, with good and sufficient security, in such sum as may be fixed and approved by the judge of the county court, which bond shall be for the use of all persons in any way aggrieved or injured by the acts or neglect of such Tester and Gauger, or any deputy or assistant appointed by a Tester and Gauger under this act, and to cover all funds coming into his hands and required to be reported to the Auditor of Public Accounts hereunder. This bond shall be filed in the office of the county clerk in the county of his appointment, and any one aggrieved by the acts of the Tester and Gauger, or his deputy or assistant,

or upon his failure to report and remit to the Auditor of Public Accounts, as required under the provisions of this act, suit may be instituted on his bond in the circuit court of the county of his appointment. Each Tester and Gauger shall, on the first day of each month, report to the State Tax Commission the quantity of gasoline inspected and tested by him during the preceding month, and the name and address of each person, firm or corporation for whom said testing was made, and upon his failure to do so, he shall be guilty of a misdemeanor and subject to a fine of not less than fifty ($50.00) dollars nor more than five hundred ($500.00) dollars.

§ 5. The provisions of this act are severable, and if any of its provisions shall be held unconstitutional, the decisions of the courts shall not affect or impair any of the remaining provisions of this act. It is hereby declared as a legislative intent that this act would have been adopted had not such unconstitutional provisions not been included therein.

§ 6. All laws and parts of laws in conflict herewith are hereby repealed to the extent of such conflict.

§ 7. Whereas, the state of Kentucky and the counties of this Commonwealth are now being deprived of certain revenues under the existing law, an emergency is hereby declared to exist, and this act shall take effect from and after its passage and approval by the Governor.

Mr. Harry Miller moved that the Governor, Honorable W. J. Fields, be invited to address the House on the merits of the bill under consideration and that a committee of three members be appointed by the Speaker to notify the Governor of this invitation and to escort him to the floor of the House.

Said motion was agreed to.

Thereupon the Speaker appointed Messrs. Leon P. Lewis, Huntsman and Simons as members constituting said committee.

After a time the said committee together with the Governor appeared upon the floor of the hall of the House of Representatives, and the Governor was heard as touching the merits of the bill under consideration.

Mr. Harry Miller offered the following amendment to said bill, viz.:

Amend H. B. 593 by striking therefrom all of section 5.

Said amendment was disagreed to.

The yeas and nays being required thereon by Messrs. Leon P. Lewis and Harry Miller were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	R. O. Huntsman	E. E. Palmore
T. H. Baker	Hector Johnson	J. L. Richardson
Homer Beliles	A. J. Jolly	C. W. Ryans
J. E. Bickett	D. C. Jones	G. W. Shadoan
J. F. Bosworth	John H. Lawson	H. Q. Thompson
J. G. Campbell	Oscar Leibson	W. S. Tinsley
R. J. Cain	Leroy Lewis	C. D. Vincent
Sherman Chasteen	R. D. McMurtry	W. S. Wallen
Sam Cole	J. L. Manning	E. C. Walker
J. L. Cushing	Harry Miller	C. Westerfield
G. L. Drury	G. W. Morgan	F. E. Wilson
H. C. Duffy	J. L. Morgan	
O. C. Gartin	Wm. J. Moore	

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Those who voted in the negative were—

J. H. Baughman	W. J. Brandenburg	B. F. Day
L. D. Bax	Allen B. Cammack	J. R. Dorman
W. B. Belknap	Lee Clark	E. J. Doss
C. W. Bennett	F. W. Collings	Wm. M. Duncan
W. M. Boling	L. F. Coomes	D. E. Edwards

J. O. Evans	J. T. Linton	J. E. Robbins
J. E. Hadden	J. Will McFarlin	W. M. Simpson
W. R. Haselwood	W. J. McMurry	Geo. W. Smith
J. W. Howard	E. B. Miller	A. W. Stamper
L. J. Jeter	E. D. Morris	F. L. Strange
J. Roy Johnson	Chas. A. Nelson	D. D. Thornberry
T. H. King	F. V. Nunnelly	N. I. Toombs
T. J. Knight	J. J. Patterson	J. Wood Vance
I. T. Layman	H. A. Pulliam	M. E. Vaughan
Leon P. Lewis	V. H. Redwine	W. D. Watkins
Martin Light	J. F. Reed	

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Mr. Harry Miller moved the previous question.

The Speaker then announced "Shall the main question be now put?"

The question being taken thereon it was decided in the negative.

The yeas and nays being required by Messrs. Leon P. Lewis and Harry Miller were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	Harry Miller
T. H. Baker	O. C. Gartin	G. W. Morgan
Homer Beliles	R. O. Huntsman	J. L. Morgan
J. E. Bickett	Hector Johnson	E. E. Palmore
J. F. Bosworth	A. J. Jolly	J. L. Richardson
J. G. Campbell	John H. Lawson	H. Q. Thompson
R. J. Cain	Oscar Leibson	W. S. Tinsley
Sherman Chasteen	Leroy Lewis	C. D. Vincent
Sam Cole	R. D. McMurtry	E. C. Walker
J. L. Cushing	J. L. Manning	C. Westerfield

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Those who voted in the negative were—

J. H. Baughman	W. R. Haselwood	G. L. Perryman
L. D. Bax	J. W. Howard	H. A. Pulliam
W. B. Belknap	L. J. Jeter	V. H. Redwine
C. W. Bennett	J. Roy Johnson	J. F. Reed
S. A. Blackburn	D. C. Jones	J. E. Robbins
W. M. Boling	H. J. Kegley	G. W. Shadoan
W. J. Brandenburg	T. H. King	Lee L. Simons
Allen B. Cammack	T. J. Knight	W. M. Simpson
Lee Clark	I. T. Layman	Geo. W. Smith
F. W. Collings	Leon P. Lewis	A. W. Stamper
L. F. Coomes	Martin Light	F. L. Strange
B. F. Day	J. T. Linton	D. D. Thornberry
J. R. Dorman	J. Will McFarlin	N. I. Toombs
E. J. Doss	W. J. McMurry	J. Wood Vance
H. C. Duffy	E. B. Miller	M. E. Vaughan
Wm. M. Duncan	Wm. J. Moore	W. S. Wallen
D. E. Edwards	E. D. Morris	W. D. Watkins
J. O. Evans	Chas. A. Nelson	F. E. Wilson
H. M. Fultz	F. V. Nunnelly	
J. E. Hadden	J. J. Patterson	

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Mr. Howard moved that the vote by which said amendment was lost be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Leon P. Lewis offered the following amendment to said bill, viz.:

Amend H. B. 593 by striking section 7 therefrom.

Mr. Harry Miller moved that said amendment lie on the table.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Leon P. Lewis and Harry Miller were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	O. C. Gartin	Harry Miller
T. H. Baker	R. O. Huntsman	G. W. Morgan
Homer Beliles	Hector Johnson	J. L. Morgan
J. E. Bickett	J. Roy Johnson	Wm. J. Moore
J. F. Bosworth	A. J. Jolly	E. E. Palmore
J. G. Campbell	D. C. Jones	G. L. Perryman
R. J. Cain	John H. Lawson	J. L. Richardson
Sherman Chasteen	Oscar Leibson	C. W. Ryans
Sam Cole	Leroy Lewis	H. Q. Thompson
J. L. Cushing	R. D. McMurtry	C. D. Vincent
G. L. Drury	J. L. Manning	W. S. Wallen

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Those who voted in the negative were—

J. H. Baughman	W. R. Haselwood	V. H. Redwine
L. D. Bax	J. W. Howard	J. F. Reed
W. B. Belknap	L. J. Jeter	J. E. Robbins
C. W. Bennett	H. J. Kegley	Lee L. Simons
W. M. Boling	T. H. King	W. M. Simpson
W. J. Brandenburg	T. J. Knight	Geo. W. Smith
Allen B. Cammack	I. T. Layman	A. W. Stamper
Lee Clark	Leon P. Lewis	F. L. Strange
F. W. Collings	Martin Light	D. D. Thornberry
L. F. Coomes	J. T. Linton	N. I. Toombs
B. F. Day	J. Will McFarlin	J. Wood Vance
J. R. Dorman	W. J. McMurry	M. E. Vaughan
E. J. Doss	E. B. Miller	E. C. Walker
Wm. M. Duncan	E. D. Morris	W. D. Watkins
D. E. Edwards	Chas. A. Nelson	C. Westerfield
J. O. Evans	F. V. Nunnelly	F. E. Wilson
T. H. Golden	J. J. Patterson	
J. E. Hadden	H. A. Pulliam	

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The amendment as offered by Mr. Leon P. Lewis was then agreed to.

Mr. Jones offered the following amendment thereto by way of substitute therefor, viz.:

An act relating to the inspection of oils and fluids, and repealing sections 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, and 2217, Kentucky Statutes, Carroll's edition of 1915.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That sections 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216 and 2217, Kentucky Statutes, Carroll's edition of 1915, same relating to the inspection of oils and fluids, be and the same are hereby repealed.

All acts and parts of acts in conflict herewith are hereby repealed.

Said amendment was adopted.

The yeas and nays being required thereon by Messrs. Leon P. Lewis and Jones were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	A. J. Jolly
T. H. Baker	H. C. Duffy	D. C. Jones
Homer Beliles	H. M. Fultz	John H. Lawson
J. E. Bickett	O. C. Gartin	Oscar Leibson
J. F. Bosworth	T. H. Golden	Leroy Lewis
J. G. Campbell	J. E. Hadden	J. Will McFarlin
R. J. Cain	R. O. Huntsman	R. D. McMurtry
Sherman Chasteen	L. J. Jeter	J. L. Manning
Sam Cole	Hector Johnson	E. B. Miller
J. L. Cushing	J. Roy Johnson	Harry Miller

G. W. Morgan	J. L. Richardson	M. E. Vaughan
J. L. Morgan	C. W. Ryans	C. D. Vincent
Wm. J. Moore	G. W. Shadoan	W. S. Wallen
F. V. Nunnelly	A. W. Stamper	E. C. Walker
E. E. Palmore	H. Q. Thompson	C. Westerfield
J. J. Patterson	W. S. Tinsley	F. E. Wilson
G. L. Perryman	N. I. Toombs	

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Those who voted in the negative were—

J. H. Baughman	Wm. M. Duncan	E. D. Morris
L. D. Bax	D. E. Edwards	Chas. A. Nelson
W. B. Belknap	J. O. Evans	H. A. Pulliam
C. W. Bennett	W. R. Haselwood	V. H. Redwine
W. M. Boling	J. W. Howard	J. F. Reed
W. J. Brandenburg	H. J. Kegley	J. E. Robbins
Allen B. Cammack	T. H. King	Lee L. Simons
Lee Clark	T. J. Knight	W. M. Simpson
F. W. Collings	I. T. Layman	Geo. W. Smith
L. F. Coomes	Leon P. Lewis	F. L. Strange
B. F. Day	Martin Light	D. D. Thornberry
J. R. Dorman	J. T. Linton	J. Wood Vance
E. J. Doss	W. J. McMurry	W. D. Watkins

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Mr. Harry Miller moved that the vote by which said substitute was adopted be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Harry Miller moved the previous question on the bill and all pending amendments.

The speaker then announced "Shall the main question be now put?"

The vote being taken thereon it was decided in the affirmative.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
T. H. Baker
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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There voted in the negative—

J. R. Dorman —1

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Leon P. Lewis offered the following amendment to the title of said bill, viz.:

Amend the title to H. B. 593 by striking therefrom the title of the bill and substituting in lieu thereof the following:

"An act relating to the inspection of oils and fluids and repealing sections 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216 and 2217, Kentucky Statutes, Carroll's edition of 1915."

Said amendment was adopted.

Resolved, that the title thereof be as amended.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 504. An act to amend and re-enact section 1061a of the Kentucky Statutes, the same being an act of the General Assembly of the Commonwealth of Kentucky, approved on the 18th day of March, 1914, entitled, "An act to provide a stenographer for the county judge of counties in the Commonwealth containing a population of two hundred thousand or over," this amendment providing for a stenographer for the county judge of other counties.

With a committee amendment thereto.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 1061a of the Kentucky Statutes, being an act of the General Assembly of the Commonwealth of Kentucky, approved the eighteenth day of March, 1914, entitled: "An act to provide a stenographer for the county judge of counties in the Commonwealth containing a population of two hundred thousand or over," be and it is hereby amended by adding and inserting at the end thereof the following as subsection 5 thereof, the following words:

5. In counties in this Commonwealth having a population of less than two hundred thousand the county judge may appoint or employ a stenographer to do stenographic, typewriting and clerical work under the direction of the county judge and in the business of the county. Said stenographer shall perform such other duties as may be assigned to him by the county judge or the fiscal court and his term of service and compensation shall be fixed by the county judge, subject to the approval of the fiscal court, payable out of the county levy, but in no case to exceed nine hundred ($900.00) dollars per annum.

So that said section 1061a of the Kentucky Statutes as amended and re-enacted shall read as follows:

1. That in all counties in this Commonwealth having a population of two hundred thousand or over, there is hereby created the office of stenographer to the county judge; said stenographer shall be appointed by the county judge for a term of four years, but may be removed at any time by said county judge.

2. It shall be the duty of said stenographer to do stenographic work and typewriting for said county judge, and said stenographer shall perform such other duties as may be assigned to him by said county judge.

3. Said stenographer shall by virtue of his office have the same power of administering an oath as a notary public.

4. The salary of said stenographer shall be fixed by the county judge, not to exceed $900.00 per annum, payable out of the county levy in equal monthly installments.

5. In counties in this Commonwealth having a population of less than two hundred thousand the county judge may appoint or employ a stenographer to do stenographic, typewriting and clerical work under the direction of the county judge and in the business of the county. Said stenographer shall perform such other duties as may be assigned to him by the county judge or the fiscal court and his term of service and compensation shall be fixed by the county judge, subject to the approval of the fiscal court, payable out of the county levy, but in no case to exceed $900.00 per annum.

Said amendment as offered by the committee is as follows, viz.:

Amend H. B. 504 by adding to article 5, "that the same apply to counties containing cities of the third class only."

Said amendment was then adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

J. H. Baughman	W. M. Boling	R. J. Cain
L. D. Bax	J. F. Bosworth	Sam Cole
C. W. Bennett	Allen B. Cammack	F. W. Collings

J. L. Cushing
E. J. Doss
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
A. J. Jolly
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Martin Light
J. T. Linton
W. J. McMurry
R. D. McMurtry
J. L. Manning
E. B. Miller
Harry Miller
G. W. Morgan
Wm. J. Moore
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
G. W. Shadoan
Lee L. Simons
W. M. Simpson
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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Those who voted in the negative were—

W. J. Brandenburg B. F. Day —2

Resolved, that the title thereof be as aforesaid.

Mr. Leon P. Lewis moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Leon P. Lewis moved that the session of today be extended indefinitely.

Said motion was agreed to.

Mr. Leon P. Lewis moved that the House do now recess until one-thirty o'clock p. m.

Said motion was agreed to.

And then the House recessed.

AFTERNOON SESSION.

The hour of one-thirty o'clock p. m. having arrived, the Speaker resumed the Chair and called the House to order.

A message was received from the Senate announcing that they had passed a bill which originated in the House entitled:

H. B. 187. (For title and bill see House Journal of March 3.)

Together with the following amendments thereto, viz.:

1. No other excise or license tax shall be levied or assessed on gasoline by the state or any county, city, town or other district.

2. Amend the title of H. B. 187 so that same will read as follows, viz.:

An act relating to revenue and taxation, imposing an excise or license tax on gasoline and all other liquid fuels, including all liquids ordinarily, practically and commercially usable in internal combustion engines for the generation of power and all distillates of, and condensates from petroleum, natural gas, coal, coal tar, vegetable ferments and from all other products, so usable and sold in this Commonwealth at wholesale, as the words "at wholesale" are defined in this act; provided the term "liquid fuels" shall include kerosene, fuel oil and crude oil only when used as a motor vehicle fuel upon any public highway; providing for the collection of such tax; exempting gasoline from local excise and license taxes; the distribution and use of the revenue derived therefrom; the administration of said law; fixing fines and penalties for the violation of this act, and repealing the present gasoline tax law, which is contained in chapter 93 of the Acts of the

General Assembly of 1920, and chapter 90 of the Acts of the General Assembly of 1922.

Said amendments were agreed to.

The bill was then passed as amended.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. E. Hadden	Wm. J. Moore
L. D. Bax	J. W. Howard	E. D. Morris
W. B. Belknap	R. O. Huntsman	Chas. A. Nelson
Homer Beliles	L. J. Jeter	F. V. Nunnelly
C. W. Bennett	Hector Johnson	E. E. Palmore
J. E. Bickett	D. C. Jones	J. J. Patterson
S. A. Blackburn	H. J. Kegley	V. H. Redwine
W. M. Boling	T. H. King	J. F. Reed
J. F. Bosworth	T. J. Knight	J. L. Richardson
W. J. Brandenburg	John H. Lawson	J. E. Robbins
Allen B. Cammack	I. T. Layman	G. W. Shadoan
Lee Clark	Oscar Leibson	Geo. W. Smith
L. F. Coomes	Leon P. Lewis	A. W. Stamper
J. L. Cushing	Leroy Lewis	F. L. Strange
B. F. Day	Martin Light	D. D. Thornberry
E. J. Doss	J. T. Linton	W. S. Tinsley
G. L. Drury	J. Will McFarlin	N. I. Toombs
Wm. M. Duncan	W. J. McMurry	M. E. Vaughan
J. O. Evans	R. D. McMurtry	W. S. Wallen
H. M. Fultz	Harry Miller	W. D. Watkins
O. C. Gartin	G. W. Morgan	F. E. Wilson
T. H. Golden	J. L. Morgan	

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Those who voted in the negative were—

G. L. Perryman H. Q. Thompson —2

Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

That they had passed a bill which originated in the House entitled:

H. B. 167. (For title and bill see House Journal February 5.)

Together with the following report of the Conference Committee heretofore appointed by the Senate and the House to adjust the two houses in relation to said bill, viz.:

To the Senate and House of Representatives of the state of Kentucky:

We, the conferees of the committee heretofore appointed by the Senate and House of Representatives to adjust the differences between the two houses in relation to a bill entitled:

H. B. 167. An act to give relief to the Court of Appeals by giving it authority to appoint three additional commissioners of said court; prescribing their qualifications and how they shall be selected.

Respectfully report that we have agreed upon the following amendment to said bill:

Amend H. B. 167 by adding after the word "court," in the sixth line of section 1, the words "provided, however,

that if not sooner removed by the court the offices of all four commissioners shall be abolished in four years from the passage of this act."

And we respectfully request the concurrence of the Senate and House of Representatives in this agreement.

This the 15th day of March, 1924.

ALLIE W. YOUNG
NEWTON BRIGHT
H. M. CLINE
G. L. DRURY
R. O. HUNTSMAN
C. WESTERFIELD

Mr. Harry Miller moved that the House do now concur in the adoption of said report of the said Conference Committee.

Said motion was agreed to.

And said amendment to said bill as reported by the Conference Committee was agreed to.

Said bill was then passed as amended by the report of the Conference Committee.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Homer Beliles	J. F. Bosworth
W. B. Ardery	C. W. Bennett	W. J. Brandenburg
T. H. Baker	J. E. Bickett	Allen B. Cammack
L. D. Bax	S. A. Blackburn	J. G. Campbell
W. B. Belknap	W. M. Boling	Lee Clark

Sam Cole	H. J. Kegley	E. E. Palmore
F. W. Collings	T. H. King	J. J. Patterson
L. F. Coomes	T. J. Knight	V. H. Redwine
J. L. Cushing	John H. Lawson	J. L. Richardson
B. F. Day	Leon P. Lewis	C. W. Ryans
E. J. Doss	Leroy Lewis	G. W. Shadoan
H. C. Duffy	J. T. Linton	Lee L. Simons
Wm. M. Duncan	W. J. McMurry	A. W. Stamper
J. O. Evans	E. B. Miller	F. L. Strange
H. M. Fultz	Harry Miller	H. Q. Thompson
O. C. Gartin	G. W. Morgan	W. S. Tinsley
T. H. Golden	J. L. Morgan	N. I. Toombs
J. W. Howard	Wm. J. Moore	C. D. Vincent
R. O. Huntsman	E. D. Morris	W. S. Wallen
A. J. Jolly	Chas. A. Nelson	E. C. Walker
D. C. Jones	F. V. Nunnelly	F. E. Wilson

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Those who voted in the negative were—

W. R. Haselwood L. J. Jeter —2

Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which the House passed said bill as amended be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Calendar bills of the following titles, viz.:

S. B. 292. An act relating to the suspension and removal of officers in this Commonwealth by the Governor of the State, for neglect of duty, or for malfeasance or misfeasance in office.

S. B. 246. An act to amend, revise and re-enact section 1 of an act entitled, "An act to amend an act entitled, 'An act defining boundaries for school districts, embracing cities of the fourth class, and providing systems of schools in such districts and creating boards of education for such districts, providing for the election thereof, defining their powers and duties and repealing all laws in conflict therewith'."

Ordered, that said bills be read the second time.

The constitutional provision as to the second reading of said bills at length being dispensed with they were read the second time by their titles.

Ordered, that said bills be placed in the Orders of the Day.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 555. An act to classify producing oil leases, including all oil wells and all equipment thereon, actually used in producing oil.

Said bill is as follows, viz.:

Whereas, the General Assembly of 1917 imposed a production tax on crude petroleum oil produced in this state and at the same time provided that said tax should be in lieu of all other taxes on the well producing such oil; and,

Whereas, the Court of Appeals thereafter declared said production tax to be a license tax and in addition to all other taxes, which has resulted in imposing a burden upon oil wells which was not intended by the General Assembly when the production tax was imposed; now, therefore,

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. All producing oil leases, including all oil wells and equipment used in producing oil thereon in the state of Kentucky, where the production from such wells is subject to a license tax for state and county purposes, are hereby classified for taxation and made a separate and distinct class.

Such producing oil leases including all such oil wells and such equipment shall bear a tax rate for state purposes of five cents (5c) on the $100.00 of valuation, which shall be distributed to the different funds in the same proportion that the sheriff's revenue is distributed. Such county where such producing oil leases including all such oil wells and all such equipment are located, may impose a tax for county purposes not exceeding twenty cents (20c) on the $100.00 of assessed valuation.

§ 2. All laws or parts of laws in conflict herewith are hereby repealed.

Mr. Howard moved that said bill lie on the table.

Said motion was disagreed to.

The yeas and nays being required thereon by Messrs. Howard and Jeter were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	F. W. Collings	J. W. Howard
J. H. Baughman	L. F. Coomes	L. J. Jeter
L. D. Bax	B. F. Day	Hector Johnson
W. B. Belknap	J. R. Dorman	H. J. Kegley
C. W. Bennett	H. C. Duffy	T. H. King
S. A. Blackburn	Wm. M. Duncan	Oscar Leibson
W. M. Boling	T. H. Golden	Leon P. Lewis
W. J. Brandenburg	J. E. Hadden	Martin Light
Lee Clark	W. R. Haselwood	Wm. J. Moore

F. V. Nunnelly
G. L. Perryman
V. H. Redwine
J. E. Robbins
W. M. Simpson
Geo. W. Smith
A. W. Stamper

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Those who voted in the negative were—

W. L. Agee
T. H. Baker
Homer Beliles
J. E. Bickett
J. F. Bosworth
J. G. Campbell
Sam Cole
J. L. Cushing
E. J. Doss
G. L. Drury
O. C. Gartin
R. O. Huntsman
J. Roy Johnson
A. J. Jolly
D. C. Jones
T. J. Knight
John H. Lawson
I. T. Layman
Leroy Lewis
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
Harry Miller
G. W. Morgan
J. L. Morgan
E. D. Morris
Chas. A. Nelson
E. E. Palmore
J. J. Patterson
J. L. Richardson
C. W. Ryans
G. W. Shadoan
F. L. Strange
H. Q. Thompson
W. S. Tinsley
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with it was read the third time by its title and rejected.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
T. H. Baker
Homer Beliles
J. E. Bickett
J. F. Bosworth
J. G. Campbell
Sam Cole
J. L. Cushing
G. L. Drury
D. E. Edwards
O. C. Gartin
J. E. Hadden

R. O. Huntsman	J. Will McFarlin	F. L. Strange
J. Roy Johnson	Harry Miller	H. Q. Thompson
A. J. Jolly	G. W. Morgan	W. S. Tinsley
D. C. Jones	J. L. Morgan	J. Wood Vance
H. J. Kegley	E. D. Morris	C. D. Vincent
T. J. Knight	E. E. Palmore	E. C. Walker
John H. Lawson	J. L. Richardson	C. Westerfield
I. T. Layman	G. W. Shadoan	F. E. Wilson
Leroy Lewis	Lee L. Simons	

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Those who voted in the negative were—

W. B. Ardery	H. C. Duffy	E. B. Miller
J. H. Baughman	Wm. M. Duncan	Wm. J. Moore
L. D. Bax	J. O. Evans	Chas. A. Nelson
W. B. Belknap	H. M. Fultz	F. V. Nunnelly
C. W. Bennett	T. H. Golden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	J. F. Reed
W. J. Brandenburg	L. J. Jeter	J. E. Robbins
Allen B. Cammack	Hector Johnson	W. M. Simpson
Lee Clark	T. H. King	Geo. W. Smith
F. W. Collings	Leon P. Lewis	A. W. Stamper
L. F. Coomes	Martin Light	N. I. Toombs
B. F. Day	J. T. Linton	M. E. Vaughan
J. R. Dorman	W. J. McMurry	W. S. Wallen
E. J. Doss	R. D. McMurtry	W. D. Watkins

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Mr. Harry Miller moved that the vote by which said bill was rejected be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Harry Miller offered the following resolution, viz.:

Be it resolved, that this body extend to the Home Telephone Co. a vote of thanks and appreciation for the courteous

and efficient service rendered us during the session of the Legislature by its representative, Mr. Murry Welch, District Manager, and the young lady attendant, Mrs. Emmett Noonan.

Said resolution was adopted.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a resolution entitled:

H. Res. 7. Joint resolution providing for payment of assistant for Superintendent of Public Printing.

Said resolution is as follows, viz.:

Whereas, during the session of the General Assembly it has been impossible for the Superintendent of Public Printing, unaided, to expeditiously look after the printing of bills and resolutions, and,

Whereas, during all of the present session of this General Assembly he has had in his office a clerk, assisting him in said work, and doing stenographic work for the members of the Senate and House in the preparation of bills and resolutions; therefore,

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

That Joe D. Bradburn, Superintendent of Public Printing, be allowed the sum of $250.00 to be expended by him in the payment of help in the care of all printed bills and other matter pertaining to printing during the present session of the General Assembly, said services when obtained to terminate when this General Assembly adjourns, and the Auditor of Public Accounts shall draw his warrant upon the Treasurer for payment of said sum.

Said resolution was then adopted.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	Chas. A. Nelson
W. B. Ardery	H. C. Duffy	E. E. Palmore
T. H. Baker	Wm. M. Duncan	J. J. Patterson
W. B. Belknap	D. E. Edwards	J. F. Reed
Homer Beliles	J. O. Evans	J. E. Robbins
C. W. Bennett	O. C. Gartin	C. W. Ryans
J. E. Bickett	J. E. Hadden	G. W. Shadoan
S. A. Blackburn	J. W. Howard	Lee L. Simons
W. M. Boling	R. O. Huntsman	H. Q. Thompson
J. F. Bosworth	A. J. Jolly	D. D. Thornberry
Allen B. Cammack	D. C. Jones	W. S. Tinsley
J. G. Campbell	H. J. Kegley	N. I. Toombs
R. J. Cain	T. J. Knight	J. Wood Vance
Sherman Chasteen	John H. Lawson	C. D. Vincent
Lee Clark	I. T. Layman	W. S. Wallen
Sam Cole	Leon P. Lewis	E. C. Walker
F. W. Collings	J. L. Manning	W. D. Watkins
L. F. Coomes	Harry Miller	C. Westerfield
J. L. Cushing	G. W. Morgan	F. E. Wilson
B. F. Day	J. L. Morgan	
E. J. Doss	E. D. Morris	

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Those who voted in the negative were—

H. M. Fultz	W. R. Haselwood	L. J. Jeter

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Mr. Harry Miller moved that the vote by which said resolution was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 114. An act to amend section 3037-F, Kentucky Statutes, making it apply to cities of the second and third class as well as the first.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. The words "second and third" be inserted in line three (3) of section 3037f-1 of Carroll's Kentucky Statutes after the word "first" and before the word "class," making said line read "cities of the first, second and third class."

§ 2. The words "second and third" be inserted in line two (2) of section 3037f-3 of Carroll's Kentucky Statutes after the word "first" and before the word "class," making said line read "every city of the first, second and third class." class."

§ 3. The words "second and third" be inserted in line two (2) of section 3037f-8 of Carroll's Kentucky Statutes after the word "first" and before the word "class," making said line read "cities of the first, second and third class."

§ 4. The words "second and third" be inserted in line two (2) of section 3037f-10 of Carroll's Kentucky Statutes after the word "first" and before the word "class," making said line read, "cities of the first, second and third class."

§ 5. The purpose of this act is to extend the existing law embodied in sections 3037f-1 to 3037f-15, Carroll's Kentucky Statutes, which applies only to cities of the first class, to cities of the second and third class.

Mr. Cushing offered the following amendment to said bill by way of substitute therefor, viz.:

An act to amend section 3037f, Carroll's Kentucky Statutes, 1922 edition, relating to the registration of plumbers and the supervision and inspection of plumbing and drainage in cities of the first class, making it apply to cities of the second class as well as the first.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. The word "second" be inserted in line three (3) of section 3037f-1 of Carroll's Kentucky Statutes, 1922 edition, after the word "first" and before the word "class," making said line read "cities of the first and second class."

§ 2. The word "second" be inserted in line two (2) of section 3037f-3 of Carroll's Kentucky Statutes, 1922 edition, after the word "first" and before the word "class," making said line read "every city of the first and second class."

§ 3. The word "second" be inserted in line two (2) of section 3037f-8 of Carroll's Kentucky Statutes, 1922 edition, after the word "first" and before the word "class," making said line read "cities of the first and second class."

§ 4. The word "second" be inserted in line two (2) of section 3037f-10 of Carroll's Kentucky Statutes, 1922 edition, after the word "first" and before the word "class," making said line read "cities of the first and second class."

§ 5. The purpose of this act is to extend the existing law embodied in sections 3037f-1 to 3037f-15, Carroll's Kentucky Statutes, 1922 editios, which applies to cities of the first class, to cities of the second class.

Said substitute was then adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being

engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. W. Howard	Chas. A. Nelson
W. B. Ardery	R. O. Huntsman	F. V. Nunnelly
T. H. Baker	Hector Johnson	E. E. Palmore
L. D. Bax	J. Roy Johnson	J. J. Patterson
J. E. Bickett	A. J. Jolly	G. L. Perryman
S. A. Blackburn	D. C. Jones	J. F. Reed
W. M. Boling	H. J. Kegley	J. E. Robbins
J. F. Bosworth	T. H. King	C. W. Ryans
Allen B. Cammack	T. J. Knight	G. W. Shadoan
R. J. Cain	John H. Lawson	Lee L. Simons
Sherman Chasteen	I. T. Layman	W. M. Simpson
Lee Clark	Leon P. Lewis	F. L. Strange
Sam Cole	Leroy Lewis	H. Q. Thompson
L. F. Coomes	Martin Light	D. D. Thornberry
J. L. Cushing	J. Will McFarlin	W. S. Tinsley
B. F. Day	W. J. McMurry	N. I. Toombs
J. R. Dorman	R. D. McMurtry	J. Wood Vance
E. J. Doss	J. L. Manning	C. D. Vincent
G. L. Drury	E. B. Miller	E. C. Walker
Wm. M. Duncan	Harry Miller	W. D. Watkins
J. O. Evans	G. W. Morgan	C. Westerfield
O. C. Gartin	J. L. Morgan	F. E. Wilson
T. H. Golden	Wm. J. Moore	

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Those who voted in the negative were—

W. B. Belknap H. M. Fultz —2

Resolved, that the title thereof be as amended.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Mr. Harry Miller moved that when the House adjourn it adjourn to meet again on Monday, March 17, at ten o'clock a. m.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 173. An act to amend subsection 35 of section 3290, Carroll's Statutes, 1915, relating to the sale of franchises.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That subsection 35 of section 3290, Carroll's Kentucky Statutes, 1915 edition, which reads as follows:

"To grant the right of way along, over, or across the streets, alleys and public grounds of the city to any railway, street railway, gas, water, steam heating, telephone or electric light or power company, for a term not exceeding twenty years. Before granting such franchise or privilege, such city shall first, after advertising same for a period not less than thirty days, in some newspaper published in said city, receive bids therefor publicly, and award same to the highest and best bidder, having the right to reject any and all bids. Said city shall reserve the right to require such companies to conform to any changed or altered grades of said streets and public grounds, to pay the cost of paving or otherwise improving between its rails, and, for reasonable distance on either side thereof, to make culverts beneath same for the free flow of water, and shall not be liable for any damage or delay in the operation of the business of any such company occasioned

by any street improvement or repairs, or the constructing, bursting or repairing of any sewer or pipe in or across any street, alley or public ground, or injury by any mob or other violence; and shall reserve the right at any and all times to require a change of rails or mode of construction or operation, to suit public convenience, and to require any pipes raised or lowered, and any wire taken down and laid underground, as the public good may require, and shall not be liable for the cost or damage occasioned by such changes, and shall reserve the right and power to regulate and control same, and the streets, alleys and public way wherein they may be laid or constructed, as the public good may require. All such grants shall expire and become void, notwithstanding a consideration shall have been paid therefor, unless a bona fide organization shall have taken place and business been commenced and prosecuted thereunder in good faith within one year from the date thereof. The council may impose other conditioss and terms in addition to and not inconsistent with those enumerated herein. The provisions in this subsection as to advertisements and bids, and limiting the grant to twenty years, shall not apply to the grant of the right of way to a trunk railway."

Be amended by striking out the word "shall" in line nine of said subsection, as printed in said statutes, and substituting in lieu thereof the words "may in its discretion," and by striking out the word "shall" in line 19 of said subsection, as printed in said statutes, and substituting in lieu thereof the words, "may in its discretion," and by striking out the word "shall" in line 23 of said subsection, as printed in said statutes and substituting in lieu thereof the words, "may in its discretion," so that as amended said subsection 35 of section 3290 shall read as follows:

"To grant the right of way along, over, or across the streets, alleys and public grounds of the city to any railway, gas, water, steam heating, telephone or electric light or power company, for a term not exceeding 20 years. Before grant-

ing such franchise or privilege, such city shall first, after advertising same for a period not less than thirty days, in some newspaper published in said city, receive bids therefor publicly and award same to the highest and best bidder, having the right to reject any and all bids. Said city may, in its discretion, reserve the right to require such companies to conform to any change or altered grades of said streets and public grounds, to pay the cost of paving or otherwise improving between its rails, and, for reasonable distance on either side thereof, to make culverts beneath same for the free flow of water, and shall not be liable for any damage for delay in the operation of the business of any such company occasioned by any street improvement or repairs, or the constructing, bursting or repairing of any sewer pipe in or across any street, alley, or public ground, or injury by any mob or other violence; and may in its discretion reserve the right at any and all times to require a change of rails or mode of construction or operation, to suit public convenience and to require any pipes raised or lowered, and any wires taken down and laid underground, as the public good may require, and shall not be liable for the cost or damage occasioned by such changes and may in its discretion reserve the right and power to regulate and control same, and the streets, alleys and public ways wherein they may be laid or constructed as the public good may require. All such grants shall expire and become void, notwithstanding a consideration shall have been paid therefor, unless a bona fide organization shall have taken place and business been commenced and prosecuted thereunder in good faith within one year from the date thereof. The council may impose other conditions and terms in addition to and not inconsistent with those enumerated herein. The provisions in this subsection as to advertisements and bids, and limiting the grant to twenty years, shall not apply to the grant of the right of way to a trunk railway."

§ 2. This act shall take effect from and after its passage.

Mr. Walker offered the following amendment to said bill, viz.:

Amend H. B. 173 by inserting in line 55 of the printed bill, following the word "thereof:" "and it is further provided that the state shall not be required to construct, reconstruct or maintain any part of said street between the rails of street car tracks or for 12 inches on either side of said rails."

Said amendment was adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. L. Cushing	John H. Lawson
W. B. Ardery	B. F. Day	I. T. Layman
T. H. Baker	J. R. Dorman	Leon P. Lewis
W. B. Belknap	E. J. Doss	Leroy Lewis
Homer Beliles	Wm. M. Duncan	Martin Light
C. W. Bennett	D. E. Edwards	J. Will McFarlin
J. E. Bickett	H. M. Fultz	W. J. McMurry
S. A. Blackburn	O. C. Gartin	R. D. McMurtry
W. M. Boling	T. H. Golden	J. L. Manning
W. J. Brandenburg	J. W. Howard	E. B. Miller
Allen B. Cammack	R. O. Huntsman	Harry Miller
R. J. Cain	Hector Johnson	G. W. Morgan
Sherman Chasteen	J. Roy Johnson	J. L. Morgan
Lee Clark	D. C. Jones	Wm. J. Moore
Sam Cole	H. J. Kegley	Chas. A. Nelson
F. W. Collings	T. J. Knight	F. V. Nunnelly

E. E. Palmore	W. M. Simpson	M. E. Vaughan
J. J. Patterson	F. L. Strange	C. D. Vincent
G. L. Perryman	H. Q. Thompson	W. S. Wallen
J. F. Reed	D. D. Thornberry	E. C. Walker
C. W. Ryans	W. S. Tinsley	W. D. Watkins
G. W. Shadoan	N. I. Toombs	F. E. Wilson
Lee L. Simons	J. Wood Vance	

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Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Golden, of the Committee on Enrollments, reported that they had examined and found to be correctly enrolled bills and resolutions which originated in the Senate of the following titles, viz.:

S. B. 82. An act to assist disabled men and women in obtaining from the federal government the relief authorized by acts of Congress, continuing in existence for that purpose the Kentucky Disabled Men's Board, and appropriating funds therefor; providing maintenance of an office and stenographic help to carry on work of said board, and declaring an emergency to exist.

S. B. 17. An act to amend and re-enact sections 4143 and 4248 of the Kentucky Statutes, John D. Carroll's edition, 1915, relating to revenue and taxation, and changing the time for the collection of taxes.

S. Res. 19. Resolution providing for help for Enrolling Clerks for Senate and House.

S. B. 141. An act establishing and designating the Ohio River Road, leading from Covington to Ashland, via New-

port, Bellevue, Dayton, Silver Grove, Melbourne, California, Mentor, Foster, Vanceburg and Greenup a part of the primary system of state highways adopted by the General Assembly of the Commonwealth of Kentucky, and recorded as such in chapter 17, section 5, Acts of 1920, which is now article 2, section 4356t-5, Carroll's Statutes, edition of 1922; said project to be known as the Iglis Highway, in honor of the first white woman of Kentucky.

S. B. 193. An act to amend chapter 17 of the Acts of the General Assembly of 1920 relating to roads and bridges.

S. B. 83. An act to repeal an act regulating municipal elections in cities of the first class; regulating the manner of providing and printing ballots therefor, and the methods of voting in municipal elections in cities of the first class, being chapter 137 of the Acts of the General Assembly of 1922.

Thereupon all other business was suspended, said bills and resolution were read at length and compared in open session and found to be correctly enrolled. Thereupon the Speaker, in open session, and in the presence of the House, affixed his signature thereto.

Ordered, that said bills and resolution be delivered to the Enrolling Clerk of the Senate.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 557. An act relating to schools and providing means of teaching adult persons of limited education.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby created and established as part of the public school system of the Commonwealth a plan and method of teaching adult persons who can not read or write, or whose education is limited otherwise, such teaching to be carried out in evening schools, conducted in any school house or other convenient place, not during regular school hours.

§ 2. As a part of, and to carry out said plan the Governor of this Commonwealth shall appoint a State Director of Adult Education, such officer to hold office for a term of four years from the date of appointment and whose duty it shall be under this act, and such rules and regulations as may be adopted by the Superintendent of Public Instruction and the State Director of Adult Education, to promote, direct and conduct evening schools for adults of limited education.

§ 3. The said director to conduct said schools at all times under the direction and supervision of the Superintendent of Public Instruction, and a suitable office shall be furnished said director at the state capitol.

§ 4. The said Superintendent of Public Instruction and director shall, upon the enactment thereof, devise ways and means of carrying the act into effect so as to attain the purposes thereof, and shall adopt a schedule of pay for the services of any person or persons employed in teaching the evening schools, and adopt reasonable rules with relation to and for the conduct thereof.

In all cases where satisfactory arrangements can be made the teachers employed in the teaching of the common schools shall be engaged in the teaching of the evening schools, but the director shall have power to employ others in case the regularly employed teachers cannot serve.

§ 5. There shall be one term of evening schools in each year, to consist of two hours each evening for a period of

twenty-four days during which time the school shall be opened to all adult persons who cannot read or write, or whose education is otherwise limited.

For the purpose of carrying out the provisions of this act there is hereby annually appropriated the sum of twenty-five thousand dollars, to be applied and paid out as follows: Three thousand dollars for the purchase of literature and administration purposes and such expenses as may be necessary in conducting said schools. Three thousand five hundred dollars annual salary of the director to be paid monthly as other salaries are paid, and not to exceed one thousand five hundred dollars for such officer's expenses as may be necessary in establishing, conducting and supervising said schools, and seventeen thousand dollars for the payment of teachers, provided no part of the latter sum shall be paid until supplemented dollar for dollar by the county in which the school or schools are located and taught.

§ 6. Preference in the expenditure of this fund shall be given to such counties as in the judgment of the Superintendent of Public Instruction and the Director of Adult Education such expenditures will be most advantageous.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and rejected.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	W. J. Brandenburg	F. W. Collings
L. D. Bax	J. G. Campbell	J. L. Cushing
Homer Beliles	Lee Clark	B. F. Day
C. W. Bennett	Sam Cole	J. R. Dorman

O. C. Gartin	Leon P. Lewis	D. D. Thornberry
T. H. Golden	J. T. Linton	J. Wood Vance
J. W. Howard	G. L. Perryman	M. E. Vaughan
R. O. Huntsman	J. F. Reed	C. D. Vincent
A. J. Jolly	G. W. Shadoan	W. S. Wallen
D. C. Jones	W. M. Simpson	E. C. Walker
H. J. Kegley	Geo. W. Smith	W. D. Watkins
T. H. King	A. W. Stamper	F. E. Wilson
T. J. Knight	H. Q. Thompson	

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Those who voted in the negative were—

W. B. Ardery	J. E. Hadden	Harry Miller
T. H. Baker	W. R. Haselwood	G. W. Morgan
J. H. Baughman	Hector Johnson	J. L. Morgan
J. E. Bickett	J. Roy Johnson	Wm. J. Moore
W. M. Boling	John H. Lawson	E. D. Morris
Allen B. Cammack	I. T. Layman	Chas. A. Nelson
R. J. Cain	Leroy Lewis	F. V. Nunnelly
Sherman Chasteen	Martin Light	E. E. Palmore
E. J. Doss	J. Will McFarlin	J. J. Patterson
H. C. Duffy	W. J. McMurry	J. E. Robbins
D. E. Edwards	R. D. McMurtry	W. S. Tinsley
J. O. Evans	J. L. Manning	N. I. Toombs
H. M. Fultz	E. B. Miller	C. Westerfield

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Mr. Harry Miller moved that the vote by which said bill was rejected be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 556. An act relating to firearms, requiring registration of ownership or possession, and requiring dealers to keep record of sales.

Sail bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. It shall be unlawful for any person in this Commonwealth to own or possess any pistol, revolver, rifle or shotgun, or any firearm of any kind or description unless the owner or possessor thereof shall first obtain a registration receipt for such firearm from the county court clerk of the county of the residence of such owner or possessor.

§ 2. Each and every owner of any firearm shall within thirty days after this act shall have been effective, and each and every person purchasing such firearm, after this act becomes effective, shall within thirty days after the purchase thereof, appply to the county court clerk of the county of his residence for a registration receipt for such firearms owned, possessed or purchased, such registration receipts to be issued by the clerk in the name of the owner or person in possession of same, each receipt to specify whether the registrant be the owner or bailer or possessor of same, said receipt to be made out on blank forms to be furnished to each county clerk by the Auditor of Public Accounts.

§ 3. The blanks shall be in such form as to indicate thereon the name of the owner, or if registrant be not the owner, then the name of the owner and the person in possession, and to give a brief description of the firearm registered; the name of the maker, the kind of firearm, the calibre and the factory number, and any identifying mark or marks on said firearm, and also a brief description of the owner or possessor of same, such as name, post office address, age,

color, color of hair, height, the name of the person or firm from whom purchased, also the length of time such firearm has been owned by or in possession of the registrant.

§ 4. It shall be the duty of any dealer in, or person or firm selling a firearm or firearms, except wholesalers and manufacturers, to keep a record of such sale or sales, which shall show in detail the same facts and conditions as to the firearms as is required in section 3 hereof, said record to be open at all times to any police or prosecuting officer at all reasonable times.

§ 5. The registrant of any firearm shall pay to the clerk the following sums for the registration of firearm or firearms, such sum to be in addition to a fee of twenty-five cents for each firearm registered, to-wit:

For the first pistol or revolver of any kind or character, the sum paid for registration shall be $1.00

For each additional pistol or revolver more than one, each 2.00

For each shot gun or rifle of any kind or description ..... .50

For each additional shot gun or rifle more than one, each 1.00

§ 6. The provisions hereof with relation to registration of firearms shall not apply to any wholesale dealer in same, or to any dealer selling firearms who holds a license to sell same issued pursuant to section 4224, Kentucky Statutes, or any law of the Commonwealth relating to licensing the sale of firearms.

§ 7. Penalties.—(a) Any person owning or having in possession any firearms required to be registered under this act, who fails to have same registered under the terms hereof, or who owns or has in possession any firearm without at the same time having in his or her possession the registration receipt required, or who shall make any false statement in the registration thereof, shall be deemed guilty of a misde-

meanor, and upon conviction shall be fined not less than fifty nor more than two hundred dollars, or confined in the county jail not less than ten nor more than thirty days, or both so fined and imprisoned.

(b) Any dealer or person selling firearms who shall fail to keep a record of same as is required by section 4 hereof shall be deemed guilty of a misdemeanor and upon conviction shall be punished as is provided in subsection a of section 7 hereof.

§ 8. The sums paid to and collected by the county clerk for the registration of firearms hereunder shall be reported and paid into the State Treasury through the Auditor on the first days of January, April and September of each and every year, and shall by the Auditor and Treasurer be set aside and distributed as follows: the first twenty-five thousand dollars collected shall be set apart in a fund to be known as the "Fund for teaching uneducated adults," such sum to be used for the education of uneducated adult persons in this Commonwealth, and any residue shall be credited to the common school fund, and used for common school purposes.

§ 9. Nothing in this act is intended to or shall be construed so as to permit or legalize the carrying concealed a deadly weapon.

Mr. Nelson offered the following amendments to said bill, viz.:

1. Amend H. B. 556 by inserting the word "or" between the word "pistol" and the word "revolver," in line 2, paragraph 1.

2. By striking out the words "rifle or shotgun or any firearm of any kind or description," in line 2 and paragraph 1 of printed bill.

3. By inserting the word "such" between the word

"any" and the word "firearm," in line 1 of paragraph 2 of the printed bill.

4. By striking out entirely lines 7 and 8 of paragraph 5 of printed bill.

5. By adding paragraph 10 to said act to read as follows:

"Nothing in this act shall be construed so as to require the payment of a license fee upon any pistol or revolver authorized as part of the equipment of and in the authorized legal possession of any soldier, sailor or marine now in the service of the Commonwealth of Kentucky or of the United States of America."

Said amendments were each and severally adopted.

Mr. Cushing offered the following amendment to said bill, viz.:

Amend H. B. 556 by adding to section 1, line 5 of the printed bill, after the word "possessor" the following: "provided, however, that no provision of this act shall be construed to apply to any pistol, revolver or other firearm or firearms which are not fit for actual use and are kept only as relics."

Said amendment was adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
J. H. Baughman
L. D. Bax
Homer Beliles
C. W. Bennett
S. A. Blackburn
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
J. G. Campbell
R. J. Cain
Lee Clark
Sam Cole
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
D. E. Edwards
O. C. Gartin
W. R. Haselwood
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
I. T. Layman
J. L. Manning
Harry Miller
J. L. Morgan
Wm. J. Moore
Chas. A. Nelson
J. F. Reed
G. W. Shadoan
W. M. Simpson
Geo. W. Smith
A. W. Stamper
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
W. D. Watkins

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Those who voted in the negative were—

W. B. Ardery
T. H. Baker
W. B. Belknap
J. E. Bickett
W. M. Boling
F. W. Collings
L. F. Coomes
H. C. Duffy
Wm. M. Duncan
J. O. Evans
H. M. Fultz
J. E. Hadden
J. Roy Johnson
John H. Lawson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
E. B. Miller
G. W. Morgan
E. D. Morris
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
J. E. Robbins
N. I. Toombs
C. Westerfield

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Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 449. An act to repeal and re-enact subsection 6 of section 51 of the Civil Code of Practice, relating to service of summons on agents.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That subsection 6 of section 51 of the Civil Code of Practice, sixth edition, 1919, edited by Hon. John D. Carroll, be and the same is hereby repealed and re-enacted so that said subsection 6 of section 51 of the Civil Code when repealed and re-enacted shall read as follows:

6. That in actions against an individual residing in another county of this state or in another state, or a partnership, association, or joint stock company, the members of whom reside in another county of this state or in another state, engaged in business in a county of this state different from the one in which they reside, the summons may be served on the manager or agent of such person in charge of such business in said county, where the business is carried on, or where the cause of action occurred.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
T. H. Baker
J. H. Baughman
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
Hector Johnson
J. Roy Johnson
A. J. Jolly
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Leon P. Lewis
Leroy Lewis
J. T. Linton
W. J. McMurry
R. D. McMurtry
J. L. Manning
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
J. F. Reed
J. E. Robbins
G. W. Shadoan
W. M. Simpson
F. L. Strange
H. Q. Thompson
N. I. Toombs
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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There voted in the negative—

G. L. Perryman —1

Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 378. An act to amend subsection 2 of section 2380 of the Kentucky Statutes, and chapter 132 of the Acts of 1912, of the General Assembly of the Commonwealth of Kentucky, relating to drainage and the prevention of overflow of lands, towns, cities, roads, streets, railroads and the establishment and organization and maintenance of drainage districts.

Together with committee amendments thereto.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That subsection 2 of section 2380 of the Kentucky Statutes be and the same is amended by adding to said section the following provision:

"Provided further that after the final report of the Board of Viewers has been filed, if the owners of sixty per cent of the land embraced in said district, or any part thereof which is practically separated from other portions of said district, file a petition in the court, in which the proceeding is pending, stating that they desire to abandon the proposed improvement, the court shall dismiss the proceeding at the cost of those filing the petition to abandon the proposed improvement, except that this provision shall not apply to any

drainage project, the contract for which has been let or advertisement for bids therefor has been published," so that said subsection 2 of section 2380, when amended, shall read as follows:

Sec. 2380 (2). Before the county judge shall establish, widen, straighten, deepen or construct any such levee, ditch, drain, canal, creek or water course, there shall be filed with the county clerk of such county a petition signed by not less than 25% of the land owners or by the owners of not less than 25% of the land in the proposed district embraced in said district as shown by the petition. In such petition shall be set forth the body of land or district of land in the county and adjoining county, or counties, proposed to be ditched, drained or leveed, described in such a way as to convey a general idea as to the location of the land, and that the drainage or leveeing of same would result in public benefit or utility, or that the public health, convenience or welfare shall be promoted by the draining, ditching or leveeing same, or by changing or improving the levee, ditch, drain, canal, creek or water course, if already in existence, in whole or in part, and also there shall be set forth, as far as practicable, the starting point, route, terminus, and lateral branches, if any, of the proposed improvement. Before any action is taken on said petition, the petitioners, or some one or more of them, shall execute a bond, with two or more individual sureties, or with some lawful surety or bonding company, to be approved by the county clerk in either event, to the Commonwealth of Kentucky, for the use and benefit of any party in interest, and in a sum not to exceed two hundred dollars per mile for each mile in length of the proposed improvement, conditioned for the payment of all costs and expenses incurred, in case the court shall fail or refuse to grant the prayer of said petition. If, at any time during the proceeding, the court shall be satisfied the bond first executed is insufficient in amount, it may require the execution of additional bonds, and upon failure of the petitioners to execute same when required, the petition

shall be dismissed. In said petition shall also be set forth the names of the owners of the lands, so far as known to the petitioners, whose lands are likely to be affected by the improvement. When said petition and bond shall have been filed with the county clerk, the county judge, whether at a regular term or not, shall thereupon appoint a competent civil and drainage engineer and two resident freeholders of the county, and the two freeholders shall be persons not named in the petition as interested, and not related to any of the parties so named in the petition as interested, and not related to any of the parties so named, who shall constitute the board of viewers, to examine the lands named in the petition and to make a preliminary report. If the district proposed to be drained or leveed is located in more than one county such petition may be filed in either county, and the county judge of the county in which the petition is first filed shall have jurisdiction of the proceeding. Provided, further, that after the final report of the board of viewers has been filed, if the owners of sixty per cent of the land embraced in said district, or any part thereof, which is practically separated from other portions of said district, file a petition in the court, in which the proceeding is pending, stating that they desire to abandon the proposed improvement, the court shall dismiss the proceedings at the cost of those filing the petition to abandon the proposed improvement, except that this provision shall not apply to any drainage project, the contract for which has been let or advertisement for bids therefor has been published.

Whereas, it is necessary that prompt action be taken on this measure, and its immediate enactment and enforcement is imperative in order that those affected thereby in this Commonwealth may be relieved from great cost and inconvenience in further construction or maintenance of certain drainage districts and portions thereof, and in order that those affected may receive the benefits of this act, an emergency is hereby declared to exist, and this act shall take effect from and after its passage and approval as required by law.

Said committee amendments are as follows, viz.:

There shall be stricken out the following: "or any part thereof, which is practically separated from other portions of said district," on page 1, lines 5 and 6 of the printed bill, and by striking out "or any part thereof, which is practically separated from other portions of said district," on lines 56 and 57 of page 3 of the printed bill.

There shall be stricken out the following words in lines 8 and 9 of page 1 of the printed bill, "those filing the petition to abandon the proposed improvement," and inserting in lieu thereof the following: "the landowners in that portion of the district which is abandoned."

Said committee amendments were adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and rejected.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. W. Howard	F. V. Nunnelly
Homer Beliles	J. Roy Johnson	E. E. Palmore
W. M. Boling	Hector Johnson	J. J. Patterson
Lee Clark	I. T. Layman	W. M. Simpson
F. W. Collings	J. T. Linton	D. D. Thornberry
B. F. Day	J. Will McFarlin	J. Wood Vance
H. C. Duffy	W. J. McMurry	C. D. Vincent
D. E. Edwards	J. L. Manning	W. S. Wallen
T. H. Golden	E. D. Morris	W. D. Watkins

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Those who voted in the negative were—

W. B. Ardery	Sam Cole	Harry Miller
T. H. Baker	J. L. Cushing	J. L. Morgan
L. D. Bax	E. J. Doss	J. E. Robbins
C. W. Bennett	G. L. Drury	H. Q. Thompson
J. E. Bickett	R. O. Huntsman	W. S. Tinsley
R. J. Cain	D. C. Jones	N. I. Toombs
Sherman Chasteen	T. H. King	

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Mr. Harry Miller moved that the vote by which said bill was rejected be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 34. An act to amend section 51, chapter 74, of an act of the General Assembly of the Commonwealth of Kentucky entitled: "An act defining public roads; providing for their establishment, regulation, use and maintenance, and creating the office of county road engineer and prescribing the duties thereof," approved March 23, 1914, being chapter 74, Session Acts of the Legislature of Kentucky, 1914, and also being section 4337 of the Kentucky Statutes, 1922, John D. Carroll's edition.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 5 of chapter 17 of the Acts of the General Aseembly of 1920, which is section 4356t-5 of Carroll's 1922

Kentucky Statutes relating to roads and highways, all be and the same is hereby amended so as to create and establish project No. 10½, which is a road leading from Dawson Springs, Kentucky, to Hopkinsville, Kentucky, and from that point towards Clarksville, Tennessee, to a point on the Kentucky and Tennessee state line connecting with a federal highway from Clarksville, Tennessee, at or near a place called Edgoten, thus providing a continuous and direct highway connecting the federal highway systems of the states of Kentucky and Tennessee.

So that said project No. 10½, as established and created, will be as follows:

Project No. 10½.—From Dawson Springs, Kentucky, to Hopkinsville, the county seat of Christian county, Kentucky, and from thence following the old Clarksville road to a point on the Kentucky-Tennessee state line at or near Edgoten, and connecting there with the federal highway in the state of Tennessee, running from Clarksville, the county seat of Montgomery county, toward Hopkinsville, thus connecting project No. 10 of the Kentucky primary road system at Dawson Springs with the primary or federal highway system of the state of Tennessee.

Mr. Westerfield offered the following amendment to said bill, viz.:

Amend H. B. 34 by striking out on page 2 thereof in lines 21 and 22, the words "one hundred" and insert in lieu thereof the words "one hundred and fifty."

Said amendment was adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, and the same being

engrossed, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	H. M. Fultz	G. W. Morgan
W. B. Ardery	O. C. Gartin	J. L. Morgan
T. H. Baker	T. H. Golden	Chas. A. Nelson
J. H. Baughman	W. R. Haselwood	F. V. Nunnelly
L. D. Bax	R. O. Huntsman	E. E. Palmore
Homer Beliles	Hector Johnson	J. J. Patterson
C. W. Bennett	J. Roy Johnson	J. F. Reed
J. E. Bickett	D. C. Jones	J. E. Robbins
W. M. Boling	H. J. Kegley	G. W. Shadoan
Allen B. Cammack	T. H. King	W. M. Simpson
J. G. Campbell	John H. Lawson	F. L. Strange
R. J. Cain	I. T. Layman	H. Q. Thompson
Lee Clark	Leon P. Lewis	D. D. Thornberry
F. W. Collings	Leroy Lewis	W. S. Tinsley
L. F. Coomes	Martin Light	N. I. Toombs
J. L. Cushing	J. T. Linton	J. Wood Vance
B. F. Day	J. Will McFarlin	C. D. Vincent
J. R. Dorman	W. J. McMurry	E. C. Walker
E. J. Doss	R. D. McMurtry	W. D. Watkins
D. E. Edwards	J. L. Manning	C. Westerfield
J. O. Evans	Harry Miller	

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Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 186. An act to provide for the solvency, protection and safety of state banking institutions and trust companies.

With a committee amendment thereto by way of substitute therefor.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That for the purpose of providing for the solvency, protection and safety of the banking institutions and trust companies chartered by the state of Kentucky, and having their principal offices therein, it shall be lawful for all such banks and trust companies to charge a fee not in excess of one-tenth (1/10) of one per cent on remittances covering checks, the minimum fee on any remittance therefor to be ten (10) cents.

§ 2. That in order to prevent accumulation of unnecessary amounts of currency in the vaults of the banks and trust companies chartered under the laws of Kentucky, aforesaid, all checks drawn on such banks and trust companies shall, unless specified on the face thereof, to the contrary, by the maker or makers thereof, be payable at the option of the drawee bank or trust company in exchange drawn on the reserve deposits of such drawee bank or trust company, when any such check is presented by or through any federal Reserve Bank, post office or express company, or any agent or agents of either, or any such.

§ 3. That it shall be unlawful for any person or persons, other than the maker thereof, to make, by rubber stamp or otherwise, any notation on any check drawn on any such bank

or trust company chartered by the State of Kentucky, the effect of which notation shall change or affect any condition or provision thereof as created by this act, and any person or persons violating this section shall be guilty of a misdemeanor, and upon conviction shall be fined not more than two hundred dollars ($200.00), or be imprisoned not more than thirty (30) days, or both so fined and imprisoned.

§ 4. That all checks drawn on such banks and trust companies chartered by the state of Kentucky, in payment of obligations due the state of Kentucky, or the government of the United States, shall be exempt from the provisions of sections 1 and 2 of this act.

§ 5. That no officer in the state of Kentucky shall protest, for non-payment, any check or checks drawn on any bank or trust company chartered under the laws of Kentucky when such protest is waived, or when payment is refused by the drawee bank or trust company solely on account of failure or refusal of the holder or owner thereof to pay exchange charges herein authorized, and there shall be no right of action, either in law or equity, against any bank or trust company chartered under the laws of Kentucky, for refusal to pay any such check when such action is based alone on the ground of refusal to pay exchange or collection charges herein authorized.

§ 6. That all laws in conflict with the provisions of this act are hereby repealed.

Said committee amendment is as follows, viz.:

An act providing that checks drawn on banking institutions and trust companies organized under the laws of Kentucky, may, unless specified to the contrary on the face thereof, by the drawer, be payable at the option of the drawee bank or trust company, in exchange drawn on the reserve deposits of such drawee bank or trust company when presented by or through any federal reserve bank, post office or express com-

pany, or any agent or agents of either or any such, and making it unlawful for any person to change or undertake to change or affect any condition or provision of such check or draft by endorsement on such check, or notation thereon, and providing penalties for violation of said act, and providing that checks drawn in payment of obligations due the state of Kentucky, or the government of the United States shall be exempt from the provisions of said act; and providing that no such check or draft shall be protested when protest thereof is waived, or when payment is refused by the drawee solely on account of failure or refusal of the holder or owner of such check or draft to accept exchange as provided for, in satisfaction thereof.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That for the purpose of providing for the solvency, protection and safety of the banking institutions and trust companies organized under the laws of the state of Kentucky, and having their principal offices therein, and in order to prevent the accumulation of unnecessary amounts of currency in the vaults of such banks and trust companies, all checks drawn on such banks or trust companies, or either, shall, unless specified to the contrary, on the face thereof, by the maker or makers, be payable at the option of the drawee bank or trust company, in exchange drawn on the reserve deposits of such drawee bank or trust company, when any such check is presented by or through any federal reserve bank, post office or express company, or any agent or agents of either, or any such.

§ 2. It shall be unlawful for any person or persons, other than the maker thereof, to make, by rubber stamp or otherwise, any notation on any check drawn on any such bank or trust company organized under the laws of the state of Kentucky, as aforesaid, the effect of which shall change or affect any condition or provision thereof, as created by this

act; and any person or persons violating this section shall be guilty of a misdemeanor, and, upon conviction shall be fined not more than two hundred dollars ($200.00) or imprisoned not more than thirty (30) days or both so fined and imprisoned.

§ 3. All checks drawn on such banks and trust companies aforesaid, in payment of obligations due the state of Kentucky or the government of the United States shall be exempt from the provisions of section 1 of this act.

§ 4. That no officer in the state of Kentucky shall protest for non-payment any check or checks drawn on any bank or trust company aforesaid, when such protest is waived, or when payment is refused by the drawee bank or trust company solely on account of failure or refusal of the holder or owner thereof to accept exchange in satisfaction thereof, as is provided by section 1 of this act.

§ 5. That all laws in conflict with the provisions of this act are hereby repealed.

Said substitute as offered by the committee was then adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	Homer Beliles	Allen B. Cammack
J. H. Baughman	C. W. Bennett	F. W. Collings
L. D. Bax	J. F. Bosworth	B. F. Day

J. R. Dorman
E. J. Doss
G. L. Drury
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
W. R. Haselwood
Hector Johnson
H. J. Kegley
T. H. King
I. T. Layman
Martin Light
J. T. Linton
J. Will McFarlin
J. L. Manning
E. B. Miller
G. W. Morgan
J. L. Morgan
Chas. A. Nelson
G. L. Perryman
J. E. Robbins
Geo. W. Smith
A. W. Stamper
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield

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Those who voted in the negative were—

T. H. Baker
W. B. Belknap
J. E. Bickett
W. M. Boling
R. J. Cain
Sherman Chasteen
Sam Cole
L. F. Coomes
J. L. Cushing
D. E. Edwards
J. E. Hadden
R. O. Huntsman
J. Roy Johnson
John H. Lawson
Leon P. Lewis
W. J. McMurry
Wm. J. Moore
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
D. D. Thornberry
J. Wood Vance

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Resolved, that the title thereof be as amended.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 444. An act relating to public health; amending, revising and re-enacting chapter 111 of Acts of General Assembly of 1912, being section 4711b of Kentucky Statutes,

Carroll's 1915 edition, and also amending, revising and re-enacting section 4 of chapter 65 of the Acts of the General Assembly of 1918, being an act entitled an act relating to public health.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That chapter 111 of the Acts of the General Assembly of 1912, being section 4711b of the Kentucky Statutes, Carroll's 1915 edition, also section 4 of chapter 65 of the Acts of the General Assembly of 1918, being an act entitled, "An act relating to public health, &c.," be and the same hereby are amended, revised and re-enacted so that the same when so amended, revised and re-enacted shall read as follows:

(1) The powers and duties of the State Board of Health in the study and prevention of tuberculosis shall be co-extensive with the state, and the objects of its bureau of tuberculosis shall be as follows:

a. The study of this disease in all its forms and relations, and to secure and disseminate information with reference to tuberculosis, to promote and carry on a campaign of education with reference thereto, and in general, to pursue any other activities with reference to informing the public as to the nature of tuberculosis, its dangers and the means whereby its spread may be prevented.

b. Investigation of the prevalence of tuberculosis in Kentucky, and the collection and publishing of useful information.

c. Securing of proper legislation for the relief and prevention of tuberculosis.

d. Cooperation with the public authorities, state and local boards of health, the National Association for the Study and Prevention of Tuberculosis, medical societies and other

organizations in approved measures adopted for the prevention of the disease.

e. To encourage the establishment throughout Kentucky of local associations for the purpose of undertaking in their particular localities the work proposed to be carried on by this board.

f. Encouragement of adequate provision for consumptives by the establishment of sanatoria, hospitals and dispensaries.

(2) And they shall have full power and authority to carry out and execute all of the foregoing purposes, and, in addition thereto, it shall be the duty of the State Board of Health to recommend to the proper authorities suitable persons for appointment as members of the boards of trustees of any sanatoria that may be established under the provisions of this act, and it shall further be their duty to visit at such periods as in their discretion may be sufficient, any sanatoria that may be established under the provisions of this act, and to recommend to the boards of trustees of such sanatoria any changes in management or in the employes that they may deem necessary and proper, and it shall be their duty, if in the opinion of such board any board of trustees or members of such board or employes under such board of any sanatoria, state or county, are incompetent or neglectful of duty, to prefer charges against such board or such member of such board or such employes under such board. All charges against a board of trustees or a member thereof shall be made to the officer authorized to make such appointment, and, if he deem such charges adequate and sustained, it shall be his duty to remove such board or such member thereof, and all charges against employes shall be made to the board by whom employed, and, if in the opinion of said board such charges are adequate and sustained, such board shall at once remove such employe or employes.

It shall be the duty of the head of the bureau to visit all sanatoria, both public and private incorporated, at least once

during each calendar year and to report and file with their records a state of the condition and efficiency of each sanatorium.

(3) Sanatoria for the treatment of tuberculosis may be erected and maintained in and by districts in this Commonwealth in the following manner: A district for the erection and maintenance of a tuberculosis sanatorium may consist of one county or more than one county. The fiscal court of any county may by resolution declare that such county shall be a district for the erection and maintenance of a sanatorium for the treatment of tuberculosis, and said fiscal court upon such resolution being passed shall out of the funds of the county appropriate a sufficient amount for the erection of such sanatorium, or, if there are not sufficient funds on hand for such appropriation at the time said resolution is adopted, at the next succeeding county levy said court may make such levy as will be sufficient to produce the necessary amount, and shall further make a levy for the maintenance of such sanatorium, and shall annually thereafter make a levy of sufficient amount of tax to pay the annual expenses of maintenance of said institution. The fiscal courts of two or more counties may by resolution duly passed by each court unite said counties into a district for the purpose of establishing therein a sanatorium for the treatment of tuberculosis, and at the time of passing said resolution, each court shall provide an appropriation for the proportion of the cost of erection of such sanatorium to be paid by such county, or if the funds are not on hand for that purpose, shall at the next regular meeting of the fiscal court at which a county levy is made levy a tax for that purpose, and also levy a tax for the payment of the proportionate part of the annual maintenance of said sanatorium to be paid by such county and shall thereafter make an annual levy of tax sufficient in amount to pay the proportion of the costs of said county for the succeeding year.

Where two or more counties unite to form such district

the first cost of the sanatorium and the cost of all betterments and additions thereto shall be paid by the counties comprising the district in proportion to the taxable property of each county as shown by their respective county assessments. The annual expense of maintaining such institution and the care and treatment of the patients therein shall be borne by each county reasonably and equitably in such amounts as shall be ascertained under rules and regulations to be passed and approved by the State Board of Health, which rules and regulations shall be such that the expense shall be borne reasonably and equitably by each of the counties in their proper proportion.

(4) If the fiscal court of any county or counties shall fail or refuse to establish a tuberculosis sanatorium district, as herein authorized, the citizens of any county or of two or more counties may have such county or counties establish as a tuberculosis sanatorium district in accordance with the provisions of this act, in the following manner: A number equivalent to ten per cent of the votes cast at the lest general election of such county may file their petition with the county judge of such county asking that the proposition of establishing such county as a district for the erection of a sanatorium for the treatment of tuberculosis be submitted to the voters of said county at the next general election which shall be held in said county, provided that such general election does not occur within less than thirty days after the filing of said petition. Each voter signing said petition shall state his full name and address. Upon the filing of said petition with the county judge he shall enter an order directing the publication in full of such petition in the newspaper having the largest circulation in said county at least once a week for four consecutive weeks next preceeding such general election, and shall further enter an order directing the clerk of the county court to have placed upon the ballot at such election the question, "Are you in favor of establishing a tuberculosis sanatorium district?" with underneath the words, "Yes," fol-

lowed by a square, and "No," followed by a square for the placing of the stencil of the voter. If the majority of those voting on the proposition to establish such sanatorium district vote "Yes," then said district shall be established. If the contrary, then it shall not be established. The vote on such question shall be canvassed and returned by the board of election commissioners for such general election, and such election may be contested as provided by law for other contested elections, by a petition filed in the circuit court of such county by one or more qualified voters of said county who voted "Yes," or "No," as the contest may be had, and to which the members of the fiscal court of the county shall be made defendants, together with such other qualified voters as may have voted contrary to the contestants and desire to be made parties to the contest.

Where the citizens of two or more counties desire to have such counties established into a district for the erection of such sanatorium, not less than a number equivalent to ten per cent of the votes cast at the last general election of each county shall file a petition in the county of their residence asking that such district be established and naming the several counties to be united in the district. Such petition shall be filed in each county of the proposed district and the method of proceeding in each shall be the same as hereinbefore provided for one county, except that the same proceeding shall be taken in each county for the general election to be held at the same time in each county. If any one county in the proposed district shall fail to vote "Yes" on the proposition, then said district cannot be established unless by a contest of the election in such county it should be finally determined that such county had voted "Yes." At the time of filing the petition or petitions, as the case may be, the petitioners shall deposit with the county judge a sufficient sum of money to pay the cost of advertising hereinbefore required.

(5) When a county or counties desire to join an already established tuberculosis sanatorium district they can do so

by proceeding as follows: The consent of the district board of trustees of the already established district, shall be secured. Application for such consent shall be made by the fiscal court of each county desiring to join, provided that such fiscal court shall have already declared by resolution that said county shall be a tuberculosis sanatorium district, or a part of such a district; but in the event that a county shall have become a tuberculosis sanatorium district or a part of a district by action of the voters thereof, the application shall be made by the board of trustees of the district embracing the county desiring to join; and in the event that a county shall not have become a district, or part of a district, the application shall be made by a petition signed by not less than twenty qualified voters of the county. When it is necessary to take a vote to declare any county a tuberculosis sanatorium district to enable it to join an already established sanatorium district the ballot shall read as follows: "Are you in favor of declaring this county a tuberculosis district, for the purpose of joining the already established tuberculosis sanatorium district of .....county (or counties)?" And the result of the election shall be certified to the fiscal court of the county wherein the election was held, and if the result is favorable to the proposition submitted, the said fiscal court shall immediately declare such county a portion of the already established tuberculosis district and certify its action to the State Board of Health, whereupon said board of health shall determine the number of trustees to compose the board of said district, and the representation to be accorded each county on said board, according to the provisions hereafter set forth.

(6) The result of any county or district election shall be certified to the fiscal court of such county or to the fiscal court of each of the counties composing said district to be established, and said fiscal court or courts shall, if the result of said election be certified to it or them as in favor of the establishment of such district, forthwith proceed to declare

such county or counties a district for the establishment of a sanatorium for the treatment of tuberculosis and shall proceed to put same into effect in the same manner as the fiscal court or courts are authorized to do upon their own initiative as provided in this act, and the cost and expenses of erection and maintenance shall fall in all manner the same as provided in this act.

(7) Upon the creation of a tuberculosis district, the fiscal court of the county or the fiscal courts of the several counties, where there are several counties in such district, shall at once notify the State Board of Health of the establishment of such district and thereupon it shall be the duty of the State Board of Health to recommend to the county judge, or if more than one county, to the county judge of each county, the appointment of suitable persons for such district board of trustees. In a district of one county the county judge shall appoint as members of the district board of trustees seven persons, men and women, at least one of whom shall be a registered physician. Where the district consists of several counties, the district board of trustees shall consist of not less than two nor more than four persons from each county; provided, however, that no board shall consist of less than seven persons. Wherein a county in such district shall have a population in excess of twenty thousand, such county shall be allowed a trustee for each ten thousand in excess of said twenty thousand population, subject, however, to the limitation hereinbefore set down. Said trustees shall consist of men and women and at least one shall be a registered physician. The State Board of Health in recommending names to the county judge or county judges for such appointments shall recommend twice as many names for each county as the county judge shall be entitled to have trustees appointed, out of which names the county judge of each county shall immediately make his selection for that county. Where a county or counties shall have joined an already established district the State Board of Health shall then recommend to the county

judge of each county included in the new district double the number of names of persons eligible to the district board as there are trustees to be appointed by such judge, and from such list the county judge shall select the trustees for his county. The trustees chosen shall, with additional members as are hereinafter provided for in case the district contains a city or cities of the second class, constitute the district board, which shall control and manage the sanatorium therein. The qualifications, length of terms and other details shall be as provided in other sections of this act. The terms of the trustees of the counties composing the previously existing district shall expire immediately upon the organization of the new board.

Provided, however, that in any tuberculosis district containing a city of the second class two persons shall be appointed trustees on the tuberculosis district board by the mayor of that city and that in a tuberculosis district containing more than one city of the second class one person shall be appointed trustee on the tuberculosis district board by the mayor of each city, and provided, further, that each mayor shall appoint the trustee or trustees from a list submitted by the State Board of Health and containing the names of twice as many persons as such mayor shall appoint. The number of trustees appointed by mayor or mayors shall be in addition to the number allotted for appointment by the county judge in any county containing a city or cities of the second class.

(8) The government of such district sanatorium shall be vested in the board of trustees heretofore provided for, and the terms of office of said persons first appointed by the county judge or county judges, as provided for, shall be as follows: One-third of said number for a term of two years, one-third for a term of three years, and one-third for a term of four years, and where the board shall consist of seven or such number as cannot be divided by three, the number in excess of one-third of the next even number into which said

board can be divided shall be appointed for a term of four years. Thus, where there are seven trustees, two for two years, two for three years, and three for four years. Thereafter, as their terms expire, their successors shall be recommended and appointed in the same manner, but for a term of four years each. Such trustee shall hold office until his or her successor is appointed and qualified. Any vacancy occurring in said board shall be filled for the unexpired term by the county judge of such county by appointment on recommendation of the State Board of Health of two names from the county in which such vacancy occurs.

(9) For the purpose of this act such district board of trustees and their successors in office shall be a body corporate under the name and style of district board of tuberculosis sanatorium trustees for.....county or .....counties, as the case may be, and they shall have all the powers necessary to carry into effect the purpose of this section of this act. Said trustees, as soon as possible after their appointment and qualification, shall adopt a seal, organize by electing a president and a secretary and a treasurer to serve for two years and until their successors are elected and qualified, but the same person may be elected to serve both as secretary and treasurer and need not be a member of the board of trustees, and said treasurer shall give bond to the Commonwealth of Kentucky for the faithful performance of his duties and for the proper handling of all of the properties, assets and moneys of the institution that may come into his hands at any time in such sum and in such form and with such sureties as said district board of trustees shall approve. Said treasurer may at any time be removed and a successor appointed by said district board of trustees in its discretion. A majority of said district board of trustees shall constitute a quorum.

(10) When a tuberculosis district shall have been established by any county or counties, and an appropriation

shall have been made, or a tax levied for the construction of a sanatorium, the board of trustees of said district shall select a site for said sanatorium, but, before any site can be finally selected and adopted, the same shall be approved by the State Board of Health. The site selected by said district board of trustees shall be in such part of the district as in their judgment shall be best adapted to the wants of the institution and most economical to the district, regard being had in the selection to water supply, drainage, facility of access, with a quality of soil suitable for farming purposes, and price asked for the land. All plans and specifications for the erection of such sanatorium shall be submitted to the State Board of Health for its approval, and if approved by it, such district board of trustees shall be authorized to proceed at once with the erection of same. If not approved by the State Board of Health, then said board shall make such recommendations as to it may seem best, and if such recommendations are accepted by the board of trustees of the district, then it shall proceed with the erection of a sanatorium in accordance with the recommendation of the State Board of Health.

(11) Said board of trustees, as heretofore created, shall have the general control of the property and affairs of the sanatorium and shall take such action as shall be necessary to carry out the purposes of this act.

The district board of trustees shall have power to borrow money on the credit of the board in anticipation of the revenue to be collected from the county and city taxes levied for the tuberculoois sanatorium district, for the fiscal half year in which the same is borrowed, and to pledge said taxes levied for the tuberculosis sanatorium district for the payment of the principal and interest of said loan; provided, that the interest paid shall in no case exceed six per cent per annum and the principal shall in no case exceed fifty per cent of the anticipated revenue for the fiscal year in which the same is borrowed.

Said board shall also have power, in connection with said sanatorium or as part thereof, to provide for, establish, operate and maintain clinics, dispensaries, day camps, summer camps, visiting nurses, to promote and carry on campaigns of education, and to use such other suitable and adequate means and methods as may seem necessary and proper for the treatment, relief and prevention of tuberculosis, and said board may use the property, equipment and supplies of the sanatorium for said purposes, or may cooperate with anti-tuberculosis leagues, medical societies and organizations which are engaged in carrying on such work.

(12) The fiscal court or courts of the county or counties composing such district shall from time to time, as the taxes levied for the purposes of said sanatorium are collected, appropriate same to the use of such sanatorium and shall direct the county treasurer to pay the amount of such appropriation to the secretary of said sanatorium, and to take the receipt of said secretary, countersigned by the president of said sanatorium as his voucher therefor.

(13) The members of the board of trustees shall receive no compensation for their services, but they shall be reimbursed for their actual expenses necessarily incurred in the performance of their duties, upon vouchers duly approved by the board of trustees, signed by the secretary and countersigned by the president thereof.

(14) The district board of trustees shall appoint a medical superintendent of the sanatorium who shall not be a member of said board, who shall be a legally qualified physician in good standing, either a man or woman. The superintendent shall be a graduate in medicine and surgery from a medical college approved by the State Board of Health and of acknowledged skill in his profession, and must have had special training and experience in a hospital or sanatorium for tuberculosis. The superintendent shall, in all matters pertaining to the sanatorium, be under the general super-

vision of the board of trustees, and may be removed by such board at any time for cause upon written charges preferred and after an opportunity to appear and make defense. The board shall also have power to appoint a successor to the superintendent, and may for good cause employ one to act temporarily as medical superintendent of the sanatorium who is not possessed of all the above mentioned qualifications, provided that such temporary employment shall be for a term not exceeding twelve months, and provided further that such employe shall at no time be a member of said board.

(15) The medical superintendent shall be the chief executive officer of the sanatorium. He shall have the general superintendence of the buildings, grounds, furniture, fixtures, stock and the direction and control of all persons therein, subject to the by-laws and regulations prescribed by the district board of trustees. He or his representatives shall daily ascertain the condition of each and all the patients and prescribe or direct their treatment. He shall cause full and fair records of all his official acts and the entire business and operation of the sanatorium to be kept regularly from day to day, in the manner and to the extent prescribed by the by-laws, and he shall see that all the accounts and records are fully made up, and present the same to the board of trustees at their annual meeting. It shall be the duty of the medical superintendent to admit any member of the board of trustees, or any member or officer of the State Board of Health at any time into every part of the sanatorium, and to exhibit to him or them, on demand, all books, papers, accounts and writings belonging to the sanatorium, or pertaining to its business management, discipline or government. He shall make at the time of reception of patients a record of the date of same, age, residence, occupation and such other statistics in regard to every patient admitted to the sanatorium as the by-laws require. The medical superintendent shall have power to appoint, with the advice and consent of the board of trustees,

whenever in their discretion it seems necessary, an assistant physician or physicians, each of whom shall be a legally qualified physician, a graduate in medicine and surgery from some medical college recognized as in good standing by the State Board of Health and of acknowledged skill in the medical profession. The medical superintendent shall also have power to remove such assistant physician or physicians, with the consent of the board of trustees. The medical superintendent shall have the power and authority to employ any servant or employe at the sanatorium, all of whom shall be under his direct supervision, and any of whom may be removed by him consent of the board of trustees. The medical superintendent shall be immediately paid over by him to the treasurer of the sanatorium, and his receipt be taken therefor. No personal fees, charges or pecuniary compensation of any kind shall be collected by the medical superintendent or any employe of said sanatorium, for services rendered to a patient while a patient in said sanatorium.

(16) There shall be a thorough visitation of said sanatorium by two of the trustees thereof monthly, and by the whole board annually. On each of these occasions a written report of the state of the institution shall be submitted to them by the superintendent of the sanatorium. On a day to be fixed by the by-laws of the board of trustees of each district, there shall be held each year the regular annual meeting of the board, at which the superintendent of the sanatorium and the secretary and the treasurer thereof shall each submit a report of the affairs of the sanatorium in such form as may be prescribed by the State Board of Health, and the secretary and treasurer shall also submit a statement of his accounts, and the reports of the superintendent, secretary and treasurer, and the latter's statement of accounts shall be transmitted in duplicate by the board, with their annual report to the State Board of Health.

(17) The district board of trustees shall have power to establish such by-laws as it may deem necessary and expedi-

ent from time to time for defining the duties of officers, assistants, or employes for fixing the conditions of admission to the institution, support and discharge of patients, and for conducting in a proper manner the professional and business affairs of the sanatorium, and also to ordain and enforce a suitable system of rules and regulations for the internal government, discipline and management of the sanatorium.

(18) No member of the board of trustees of said sanatorium, and no employe thereof, shall be interested directly or indirectly in any contract, or receive any benefit directly or indirectly from any contract made with said sanatorium.

(19) The treasurer shall have the custody of all moneys, bonds, notes, mortgages and other securities and obligations belonging to said sanatorium, and moneys shall be disbursed only for the uses and purposes of the sanatorium and in the manner prescribed by the by-laws on itemized vouchers allowed by the board of trustees, and signed by the secretary and countersigned by the president. He shall keep a full and accurate account of all receipts and payments in the manner directed in the by-laws and such other accounts as the board of trustees shall prescribe; he shall render statements of accounts of the several books, and of the funds and other property in his custody whenever required so to do by the board of trustees. He shall have all accounts and records fully made up to the last day preceding the annual meeting, and present the same to the board of trustees at its annual meeting.

(20) No person shall be received into said sanatorium as a free patient, unless said person shall have been a resident of Kentucky and of said district for at least ewtlve months next preceding such person's application for admission into said sanatorium, and no person entitled to be admitted as above shall be received as a free patient in said sanatorium unless said person shall file with his or her application for admission into said sanatorium certificate of the county judge of the county of which such person is a resident

stating that from evidence submitted to said county judge, he is of the opinion that such applicant is unable to pay for maintenance in said sanatorium. The board of trustees of said sanatorium shall have power to provide by rule, the character of examination to which any applicant for admission into said sanatorium shall submit before being admitted into said sanatorium for the purpose of ascertaining whether or not such applicant is suffering from tuberculosis. No greater number of persons shall be admitted to said institution than can be properly taken care of and treated. As nearly as it may be done, each county of the district shall have the right to have admitted its proper and proportionate number of free patients, who are unable to pay their maintenance in said sanatorium.

(21) Where patients who have been, or may be maintained in said sanatorium, have or shall acquire estate which can be subjected to debt, the county attorney of such county of said patient's residence is authorized and directed in every such case to sue them in the name of said sanatorium and recover the amount of such patient's maintenance, or so much thereof as such estate will suffice to pay for the time such patients shall have been kept and maintained therein, and not otherwise paid for, and by proper proceedings, subject their estate, respectively, for the payment thereof, and when the husband, wife or parent of any such patient, who has been or may be supported in said sanatorium, shall have estate sufficient for the support of such patient, in addition to the support of any other persons who may be dependent on such husband or parent, in like manner to sue and recover from such husband the amount of his wife's maintenance, from such wife the amount of her husband's maintenance, from such parent the amount of his or her child's maintenance, at the rate aforesaid for the time that they shall have been respectively maintained by said sanatorium, and the statute of limitations providing the time in which actions for such recovery may be instituted shall not run against recov-

ery herein provided for until from and after time at which said estate is acquired. Such suit shall create lis pendens lien, and if judgment is obtained, such judgment shall constitute a lien upon so much of the patient's estate as is described in the petition, and said county attorney shall be allowed a fee of 15 per cent of the amount collected for his services.

(22) If at any time the accommodations of the sanatorium will permit the treatment and care of patients in excess of the indigent patients sent by the county or counties of the district, as hereinbefore provided, persons, residents of this state, whether residing inside or outside of said district, may be received into such sanatorium when the cost of transportation, support, care and maintenance is paid to the sanatorium by any county, person, public health league, or any other agency whatsoever, and when such other requirements as may be established by the district board of trustees are complied with. The amount to be charged by said sanatorium for the care and maintenance of such persons shall be fixed by the district board of trustees. Before such persons shall be admitted to said sanatorium, for the purpose of determining whether or not they are afflicted with tuberculosis, they shall submit to such an examination as the district board of trustees may by rule determine.

(23) The fiscal court of any county, in lieu of providing for the erection of a district sanatorium for tuberculosis, may contract with the district board of trustees of any other district where such sanatorium has been constructed for the care and treatment of its residents of such county who are suffering from tuberculosis, and the fiscal court of the county in which such patients reside shall pay to the sanatorium of the district receiving such patients the actual cost incurred in their care and treatment and other necessaries, and shall also pay for their transportation, and shall pay further sum to such sanatorium as the board of trustees may under proper rules and regulations provide.

(24) All sanatoria established under this act shall at

all reasonable times keep open for the inspection of the State Inspector and Examiner all of its records and books of accounts.

(25) The State Board of Health is hereby authorized to make such rules and regulations as may be necessary to enforce any of the provisions of this act, such rules and regulations not being in conflict with the powers delegated to local boards, and such rules and regulations as may be necessary to control the action of local boards when its members fail or refuse to execute the provisions of this act as herein provided.

§ 2. (1) Every tuberculosis sanatorium district now or hereafter created and established under the provisions of chapter 111 of the Acts of 1912, being section 4711b of the Kentucky Statutes, Carroll's 1915 edition, or chapter 65 of the Acts of 1918, and all amendments thereof, and of this act, shall be entitled to all the benefits of this section of this act.

(2) Every tuberculosis sanatorium district within the provisions of this act shall, from and after the passage of this act, be entitled to receive semi-annually, on the first days of January and July in each year, out of the State Treasury, from funds not otherwise appropriated, a sum equal to ten per cent of the amount actually paid and expended by such district during the preceding six months in acquiring, constructing and equipping a sanatorium for the care and treatment of tuberculosis patients and in making improvements, betterments and additions thereto; and upon such district complying with the provisions of this act the Auditor of Public Accounts shall draw his warrant upon the State Treasury in favor of the district board of tuberculosis sanatorium trustees for such district for such sum; provided, always, that the aid rendered by the state under the provisions of this act shall not in the aggregate exceed twenty-five thousand dollars ($25,000) per year for each sanatorium.

(3) Every tuberculosis sanatorium district within the provisions of this act, which is operating a sanatorium for the care and treatment of tuberculosis patients, shall, from and after the passage of the act, be entitled to receive, quarterly, on the first days of January, April, July and October of each year, out of the State Treasury, from funds not otherwise appropriated, fifty cents (50c) per day for each free tuberculosis patient treated and cared for in such sanatorium during the three calendar months next preceding said dates.

Upon such district complying with the provisions of this act the Auditor of Public Accounts shall draw his warrant on the State Treasury in favor of the district board of tuberculosis sanatorium trustees for such district for such sum.

(4) Before any tuberculosis sanatorium district shall receive any aid from the state, under the provisions of this act, it shall conform to the rules, regulations and standards prescribed in this act.

(5) Any tuberculosis sanatorium district desiring to avail itself of the benefits of this act shall make application therefor in duplicate to the State Board of Health and to the Auditor of Public Accounts, and shall file therefor a statement for the period covered thereby, subscribed and sworn to by the chairman and treasurer of said district board of trustees, showing the actual amount of all moneys received by it and the sources from which the same were received, and the actual amount of all moneys paid and expended by said district, and the purpose for which the same were expended, together with the number of free tuberculosis patients maintained, treated and cared for by said district during the period for which said application is made, and the period of time that each of such patients was maintained, treated and cared for.

It shall be the duty of the State Board of Health to approve or disapprove such application, and to certify its action under seal, attested by its executive secretary, to the Auditor of Public Accounts, within ten days after such application

shall have been received by said board, and no money shall be paid on any such application until the same shall have been first approved by the State Board of Health.

§ 3. All acts and parts of acts in conflict with this act are hereby expressly repealed.

§ 4. If any section of this act shall be held to be invalid or unconstitutional, such fact shall not affect any other section of this act, it being the intention of the General Assembly in enacting this act to enact each section separately, and if any proviso or exception contained in any section of this act shall be held to be invalid or unconstitutional, such fact shall not affect the remaining portion of such section, it being the intention of the General Assembly to enact each section of this act and each proviso and exception thereto separately.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	L. F. Coomes	J. E. Hadden
T. H. Baker	J. L. Cushing	W. R. Haselwood
C. W. Bennett	B. F. Day	R. O. Huntsman
J. E. Bickett	J. R. Dorman	J. Roy Johnson
J. F. Bosworth	G. L. Drury	Hector Johnson
W. J. Brandenburg	D. E. Edwards	A. J. Jolly
Allen B. Cammack	J. O. Evans	D. C. Jones
R. J. Cain	H. M. Fultz	H. J. Kegley
Sherman Chasteen	O. C. Gartin	T. H. King
Sam Cole	T. H. Golden	John H. Lawson

Leon P. Lewis	E. D. Morris	D. D. Thornberry
Leroy Lewis	Chas. A. Nelson	W. S. Tinsley
J. L. Manning	E. E. Palmore	J. Wood Vance
Harry Miller	J. J. Patterson	E. C. Walker
E. B. Miller	J. F. Reed	W. D. Watkins
G. W. Morgan	J. E. Robbins	F. E. Wilson
J. L. Morgan	G. W. Shadoan	
Wm. J. Moore	W. M. Simpson	

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Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 567. An act relating to roads and bridges, and amending chapter 17 of Acts of the General Assembly of Kentucky by adding thereto project —, extending from Hardyville to Leitchfield, via Canmer, Munfordville, Princeton and Millerstown.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That chapter 17 of the Acts of the General Assembly of Kentucky of 1920 be amended by adding to and inserting the following project No. —, extending from Hardyville to Leitchfield, via Canmer, Munfordville, Princeton and Millerstown.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the rovision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	G. L. Drury	E. B. Miller
T. H. Baker	D. E. Edwards	Harry Miller
J. H. Baughman	J. O. Evans	G. W. Morgan
L. D. Bax	H. M. Fultz	J. L. Morgan
W. B. Belknap	O. C. Gartin	Wm. J. Moore
Homer Beliles	T. H. Golden	E. D. Morris
C. W. Bennett	J. E. Hadden	F. V. Nunnelly
J. E. Bickett	R. O. Huntsman	E. E. Palmore
W. M. Boling	Hector Johnson	J. J. Patterson
J. F. Bosworth	J. Roy Johnson	G. L. Perryman
W. J. Brandenburg	A. J. Jolly	J. F. Reed
Allen B. Cammack	D. C. Jones	W. M. Simpson
J. G. Campbell	H. J. Kegley	Geo. W. Smith
R. J. Cain	T. H. King	A. W. Stamper
Sherman Chasteen	T. J. Knight	W. S. Tinsley
Lee Clark	John H. Lawson	N. I. Toombs
Sam Cole	I. T. Layman	J. Wood Vance
F. W. Collings	Leon P. Lewis	C. D. Vincent
L. F. Coomes	Leroy Lewis	W. S. Wallen
J. L. Cushing	Martin Light	E. C. Walker
B. F. Day	J. T. Linton	W. D. Watkins
J. R. Dorman	W. J. McMurry	C. Westerfield
E. J. Doss	J. L. Manning	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 566. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of 1920, by adding thereto, as project —, extending from Greensburg to Burkesville, via Milltown and Gradyville.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That chapter 17 of the Acts of the General Assembly of Kentucky of 1920 be amended by adding to and inserting the following project No. —, extending from Greensburg to Burkesville, via Milltown and Gradyville.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	J. H. Baughman	W. B. Belknap
T. H. Baker	L. D. Bax	Homer Beliles

C. W. Bennett	O. C. Gartin	G. W. Morgan
J. E. Bickett	T. H. Golden	J. L. Morgan
W. M. Boling	J. E. Hadden	Wm. J. Moore
J. F. Bosworth	R. O. Huntsman	E. D. Morris
W. J. Brandenburg	Hector Johnson	F. V. Nunnelly
Allen B. Cammack	J. Roy Johnson	E. E. Palmore
J. G. Campbell	A. J. Jolly	J. J. Patterson
R. J. Cain	D. C. Jones	G. L. Perryman
Sherman Chasteen	H. J. Kegley	J. F. Reed
Lee Clark	T. H. King	W. M. Simpson
Sam Cole	T. J. Knight	Geo. W. Smith
F. W. Collings	John H. Lawson	A. W. Stamper
L. F. Coomes	I. T. Layman	W. S. Tinsley
J. L. Cushing	Leon P. Lewis	N. I. Toombs
B. F. Day	Leroy Lewis	J. Wood Vance
J. R. Dorman	Martin Light	C. D. Vincent
E. J. Doss	J. T. Linton	W. S. Wallen
G. L. Drury	W. J. McMurry	E. C. Walker
D. E. Edwards	J. L. Manning	W. D. Watkins
J. O. Evans	E. B. Miller	C. Westerfield
H. M. Fultz	Harry Miller	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 562. An act to add to project 24, in Pulaski county, and including in the state primary system of roads the route

from Somerset to London, in Laurel county, by way of Ruth, Dykes, Mt. Victory and Rockcastle Springs.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 7. That there is hereby added to the state primary system of roads the route from Somerset, in Pulaski county, to London, in Laurel county, by way of Ruth, Dykes, Mt. Victory and Rockcastle Springs, and the same to be known as project No. 24½.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	Sherman Chasteen	T. H. Golden
T. H. Baker	Lee Clark	J. E. Hadden
J. H. Baughman	Sam Cole	R. O. Huntsman
L. D. Bax	F. W. Collings	Hector Johnson
W. B. Belknap	L. F. Coomes	J. Roy Johnson
Homer Beliles	J. L. Cushing	A. J. Jolly
C. W. Bennett	B. F. Day	D. C. Jones
J. E. Bickett	J. R. Dorman	H. J. Kegley
W. M. Boling	E. J. Doss	T. H. King
J. F. Bosworth	G. L. Drury	T. J. Knight
W. J. Brandenburg	D. E. Edwards	John H. Lawson
Allen B. Cammack	J. O. Evans	I. T. Layman
J. G. Campbell	H. M. Fultz	Leon P. Lewis
R. J. Cain	O. C. Gartin	Leroy Lewis

Martin Light	E. D. Morris	W. S. Tinsley
J. T. Linton	F. V. Nunnelly	N. I. Toombs
W. J. McMurry	E. E. Palmore	J. Wood Vance
J. L. Manning	J. J. Patterson	C. D. Vincent
E. B. Miller	G. L. Perryman	W. S. Wallen
Harry Miller	J. F. Reed	E. C. Walker
G. W. Morgan	W. M. Simpson	W. D. Watkins
J. L. Morgan	Geo. W. Smith	C. Westerfield
Wm. J. Moore	A. W. Stamper	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 561. An act to add to project 23, in Casey county and including in the state primary system of roads the route from Liberty, in Casey county, to a point on project 22, near the town of Eubank, in Pulaski county, by way of Bethelridge.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 7. That there is hereby added to the state primary system of roads the route from Liberty, in Casey county, to a point in project No. 22, near the town of Eubank, in Pulaski county, by way of Bethelridge, and to be designated as project 82½.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	G. L. Drury	E. B. Miller
T. H. Baker	D. E. Edwards	Harry Miller
J. H. Baughman	J. O. Evans	G. W. Morgan
L. D. Bax	H. M. Fultz	J. L. Morgan
W. B. Belknap	O. C. Gartin	Wm. J. Moore
Homer Beliles	T. H. Golden	E. D. Morris
C. W. Bennett	J. E. Hadden	F. V. Nunnelly
J. E. Bickett	R. O. Huntsman	E. E. Palmore
W. M. Boling	J. Roy Johnson	J. J. Patterson
J. F. Bosworth	Hector Johnson	G. L. Perryman
W. J. Brandenburg	A. J. Jolly	J. F. Reed
Allen B. Cammack	D. C. Jones	W. M. Simpson
J. G. Campbell	H. J. Kegley	Geo. W. Smith
R. J. Cain	T. H. King	A. W. Stamper
Sherman Chasteen	T. J. Knight	W. S. Tinsley
Lee Clark	John H. Lawson	N. I. Toombs
Sam Cole	I. T. Layman	J. Wood Vance
F. W. Collings	Leon P. Lewis	C. D. Vincent
L. F. Coomes	Leroy Lewis	W. S. Wallen
J. L. Cushing	Martin Light	E. C. Walker
B. F. Day	J. T. Linton	W. D. Watkins
J. R. Dorman	W. J. McMurry	C. Westerfield
E. J. Doss	J. L. Manning	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill

was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 575. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1920, relating to roads and highways, and establishing and creating project 10½B.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 5 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and highways, be and the same is hereby amended so as to create and establish project 10½B, which is a road leading from a point on project No. 10, at or near Sacramento to the Hopkins county line at the Dutch Fish Trap bridge, connecting with the hard road of Hopkins county and leading on to Madisonville, so that said project No. 10½B, as established and created, will be as follows:

Project No. 10½B which is a road leading from a point on project No. 10, at or near Sacramento, in McLean county, to the Hopkins county line, at the Dutch Fish Trap bridge, connecting with the hard road of Hopkins county and leading on to Madisonville, in said county, and when so established to be a part of the primary road system of the Commonwealth of Kentucky.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

W. B. Ardery	G. L. Drury	E. B. Miller
T. H. Baker	D. E. Edwards	Harry Miller
J. H. Baughman	J. O. Evans	G. W. Morgan
L. D. Bax	H. M. Fultz	J. L. Morgan
W. B. Belknap	O. C. Gartin	Wm. J. Moore
Homer Beliles	T. H. Golden	E. D. Morris
C. W. Bennett	J. E. Hadden	F. V. Nunnelly
J. E. Bickett	R. O. Huntsman	E. E. Palmore
W. M. Boling	J. Roy Johnson	J. J. Patterson
J. F. Bosworth	Hector Johnson	G. L. Perryman
W. J. Brandenburg	A. J. Jolly	J. F. Reed
Allen B. Cammack	D. C. Jones	W. M. Simpson
J. G. Campbell	H. J. Kegley	Geo. W. Smith
R. J. Cain	T. H. King	A. W. Stamper
Sherman Chasteen	T. J. Knight	W. S. Tinsley
Lee Clark	John H. Lawson	N. I. Toombs
Sam Cole	I. T. Layman	J. Wood Vance
F. W. Collings	Leon P. Lewis	C. D. Vincent
L. F. Coomes	Leroy Lewis	W. S. Wallen
J. L. Cushing	Martin Light	E. C. Walker
B. F. Day	J. T. Linton	W. D. Watkins
J. R. Dorman	W. J. McMurry	C. Westerfield
E. J. Doss	J. L. Manning	F. E. Wilson

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Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 585. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920 relating to roads and bridges and providing for the establishment and designating the primary system of state highways in the Commonwealth of Kentucky by adding thereto an additional project, running from Eddyville, Lyon county, Kentucky, to Benton, Marshall county, Kentucky.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

1. That section 5 of chapter 17 of the Acts of the General Assembly of 1920 be amended by adding thereto the following words:

"Project No. —, from Eddyville, Lyon county, Kentucky, via Kutawa and Birmingham to Benton, Marshall county, Kentucky."

So that when said section is amended the same shall read as follows:

Section 5. A primary system of state highways is hereby established which will give to each county in the state at least one main thoroughfare, and the roads thus established as a system of primary roads shall be as follows:

Project No. —, from Eddyville, Lyon county, Kentucky, via Kuttawa and Birmingham to Benton, Marshall county, Kentucky.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	G. L. Drury	Harry Miller
T. H. Baker	D. E. Edwards	E. B. Miller
J. H. Baughman	J. O. Evans	G. W. Morgan
L. D. Bax	H. M. Fultz	J. L. Morgan
W. B. Belknap	O. C. Gartin	Wm. J. Moore
Homer Beliles	T. H. Golden	E. D. Morris
C. W. Bennett	J. E. Hadden	F. V. Nunnelly
J. E. Bickett	R. O. Huntsman	E. E. Palmore
W. M. Boling	Hector Johnson	J. J. Patterson
J. F. Bosworth	J. Roy Johnson	G. L. Perryman
W. J. Brandenburg	A. J. Jolly	J. F. Reed
Allen B. Cammack	D. C. Jones	W. M. Simpson
J. G. Campbell	H. J. Kegley	Geo. W. Smith
R. J. Cain	T. H. King	A. W. Stamper
Sherman Chasteen	T. J. Knight	W. S. Tinsley
Lee Clark	John H. Lawson	N. I. Toombs
Sam Cole	I. T. Layman	J. Wood Vance
F. W. Collings	Leon P. Lewis	C. D. Vincent
L. F. Coomes	Leroy Lewis	W. S. Wallen
J. L. Cushing	Martin Light	E. C. Walker
B. F. Day	J. T. Linton	W. D. Watkins
J. R. Dorman	W. J. McMurry	C. Westerfield
E. J. Doss	J. L. Manning	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 586 An act relating to roads and bridges and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as project —, extending from a point three miles east of Rochester to Lewisburg.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That chapter 17 of the Acts of the General Assembly of Kentucky of 1920 be amended by adding to and inserting just after the last named project No. —, on page — thereof, the following:

Project No. —, beginning at project No. 65, approximately three miles east of Rochester, thence via Huntsville and Quality to an intersection with project No. 15, at Lewisburg.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	J. H. Baughman	W. B. Belknap
T. H. Baker	L. D. Bax	Homer Beliles

C. W. Bennett	O. C. Gartin	G. W. Morgan
J. E. Bickett	T. H. Golden	J. L. Morgan
W. M. Boling	J. E. Hadden	Wm. J. Moore
J. F. Bosworth	R. O. Huntsman	E. D. Morris
W. J. Brandenburg	Hector Johnson	F. V. Nunnelly
Allen B. Cammack	J. Roy Johnson	E. E. Palmore
J. G. Campbell	A. J. Jolly	J. J. Patterson
R. J. Cain	D. C. Jones	G. L. Perryman
Sherman Chasteen	H. J. Kegley	J. F. Reed
Lee Clark	T. H. King	W. M. Simpson
Sam Cole	T. J. Knight	Geo. W. Smith
F. W. Collings	John H. Lawson	A. W. Stamper
L. F. Coomes	I. T. Layman	W. S. Tinsley
J. L. Cushing	Leon P. Lewis	N. I. Toombs
B. F. Day	Leroy Lewis	J. Wood Vance
J. R. Dorman	Martin Light	C. D. Vincent
E. J. Doss	J. T. Linton	W. S. Wallen
G. L. Drury	W. J. McMurry	E. C. Walker
D. E. Edwards	J. L. Manning	W. D. Watkins
J. O. Evans	E. B. Miller	C. Westerfield
H. M. Fultz	Harry Miller	F. E. Wilson

—69

Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 588. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project —, extending from Olive Hill, by way of Gimlet and Ibex to Green, Kentucky, and naming said project.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonweauth of Kentucky:

That chapter 17 of the Acts of the General Assembly of Kentucky of 1920 be amended by adding to, and inserting just after the last named project No. —, on page 92 thereof, the following:

"Project No. —, beginning at Olive Hill, in project No. 47 and thence by way of Gimlet and Ibex, intersecting project No. 28 at Green, Kentucky. Said project to be known as Green Highway.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	R. J. Cain	H. M. Fultz
T. H. Baker	Sherman Chasteen	O. C. Gartin
J. H. Baughman	Lee Clark	T. H. Golden
L. D. Bax	Sam Cole	J. E. Hadden
W. B. Belknap	F. W. Collings	R. O. Huntsman
Homer Beliles	L. F. Coomes	J. Roy Johnson
C. W. Bennett	J. L. Cushing	Hector Johnson
J. E. Bickett	B. F. Day	A. J. Jolly
W. M. Boling	J. R. Dorman	D. C. Jones
J. F. Bosworth	E. J. Doss	H. J. Kegley
W. J. Brandenburg	G. L. Drury	T. H. King
Allen B. Cammack	D. E. Edwards	T. J. Knight
J. G. Campbell	J. O. Evans	John H. Lawson

I. T. Layman	J. L. Morgan	A. W. Stamper
Leon P. Lewis	Wm. J. Moore	W. S. Tinsley
Leroy Lewis	E. D. Morris	N. I. Toombs
Martin Light	F. V. Nunnelly	J. Wood Vance
J. T. Linton	E. E. Palmore	C. D. Vincent
W. J. McMurry	J. J. Patterson	W. S. Wallen
J. L. Manning	G. L. Perryman	E. C. Walker
E. B. Miller	J. F. Reed	W. D. Watkins
Harry Miller	W. M. Simpson	C. Westerfield
G. W. Morgan	Geo. W. Smith	F. E. Wilson

—69

Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 552. An act establishing the road from Jackson to Hindman as a part of the primary system of state highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there be and is hereby established as a part of the primary system of state highways the road from Jackson, Breathitt county, to Hindman, Knott county.

§ 2. Said road shall be entitled to and shall receive all of the rights and benefits of the act of 1920 creating the

primary system of state highways, and shall be entitled to all of the rights and benefits of all other acts and laws relating to said primary system.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	G. L. Drury	E. B. Miller
T. H. Baker	D. E. Edwards	Harry Miller
J. H. Baughman	J. O. Evans	G. W. Morgan
L. D. Bax	H. M. Fultz	J. L. Morgan
W. B. Belknap	O. C. Gartin	Wm. J. Moore
Homer Beliles	T. H. Golden	E. D. Morris
C. W. Bennett	J. E. Hadden	F. V. Nunnelly
J. E. Bickett	R. O. Huntsman	E. E. Palmore
W. M. Boling	J. Roy Johnson	J. J. Patterson
J. F. Bosworth	Hector Johnson	G. L. Perryman
W. J. Brandenburg	A. J. Jolly	J. F. Reed
Allen B. Cammack	D. C. Jones	W. M. Simpson
J. G. Campbell	H. J. Kegley	Geo. W. Smith
R. J. Cain	T. H. King	A. W. Stamper
Sherman Chasteen	T. J. Knight	W. S. Tinsley
Lee Clark	John H. Lawson	N. I. Toombs
Sam Cole	I. T. Layman	J. Wood Vance
F. W. Collings	Leon P. Lewis	C. D. Vincent
L. F. Coomes	Leroy Lewis	W. S. Wallen
J. L. Cushing	Martin Light	E. C. Walker
B. F. Day	J. T. Linton	W. D. Watkins
J. R. Dorman	W. J. McMurry	C. Westerfield
E. J. Doss	J. L. Manning	F. E. Wilson

—69

Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 542. An act relating to roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there be added to the primary system of state highways the following route:

From Irvine, in Estill county, by way of South Irvine, to McKee, in Jackson county. This route is to not be constructed until the route known as the Bosworth Trail is completed to McKee.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	G. L. Drury	E. B. Miller
T. H. Baker	D. E. Edwards	Harry Miller
J. H. Baughman	J. O. Evans	G. W. Morgan
L. D. Bax	H. M. Fultz	J. L. Morgan
W. B. Belknap	O. C. Gartin	Wm. J. Moore
Homer Beliles	T. H. Golden	E. D. Morris
C. W. Bennett	J. E. Hadden	F. V. Nunnelly
J. E. Bickett	R. O. Huntsman	E. E. Palmore
W. M. Boling	J. Roy Johnson	J. J. Patterson
J. F. Bosworth	Hector Johnson	G. L. Perryman
W. J. Brandenburg	A. J. Jolly	J. F. Reed
Allen B. Cammack	D. C. Jones	W. M. Simpson
J. G. Campbell	H. J. Kegley	Geo. W. Smith
R. J. Cain	T. H. King	A. W. Stamper
Sherman Chasteen	T. J. Knight	W. S. Tinsley
Lee Clark	John H. Lawson	N. I. Toombs
Sam Cole	I. T. Layman	J. Wood Vance
F. W. Collings	Leon P. Lewis	C. D. Vincent
L. F. Coomes	Leroy Lewis	W. S. Wallen
J. L. Cushing	Martin Light	E. C. Walker
B. F. Day	J. T. Linton	W. D. Watkins
J. R. Dorman	W. J. McMurry	C. Westerfield
E. J. Doss	J. L. Manning	F. E. Wilson

—69

Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 216. An act relating to office and officers.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. It shall be unlawful for any justice of the peace in any county of this Commonwealth to become interested, either directly or indirectly, in any contract which may be let by the fiscal court with relation to the building of roads or any internal improvement, or to receive, directly or indirectly any emoluments or benefits from any contract so let by the court with relation to the building of roads or any public or internal improvement whilst such justice of the peace is acting as such officer.

§ 2. It shall further be unlawful for any justice of the peace in this Commonwealth to work, oversee, supervise or superintend any work on any public road, bridge, culverts, fills, quarry pits or any other road work or internal improvement under any contract, directly or indirectly made with the said fiscal court or for which the said justice is to receive any compensation, directly or indirectly, whilst he is a member of such fiscal court.

§ 3. It shall likewise be unlawful for any justice of the peace to furnish to the county any material of any kind whatsoever to be used in any road or bridge construction or other internal improvement, or for the building of any work, that is, roads, bridges or other internal improvement under contract let by him while a member of the fiscal court for hire. Provided, however, that such material so used in the road construction might be furnished as cheaply and as convenient for use as might otherwise be furnished for the purposes desired.

§ 4. It shall be unlawful for the county judge or the county attorney at any time while acting as such officers to be directly or indirectly interested in any contract so let by

the fiscal court for any roads, bridges, or parts thereof, or any other public or internal improvement, or to receive any emoluments, benefits or pay, directly or indirectly, by reason of such work, or to furnish any material or other thing of value to be used in such work whilst either is filling the office aforesaid.

§ 5. Any officer above named who violates any of the provisions of this act shall, upon conviction, be fined not less than $50.00 nor more than $200.00, or confined in the county jail not less than ten nor more than forty days, or both such fined and imprisoned in the discretion of the court or jury trying the case, and, in addition, upon conviction, shall forfeit his office.

§ 6. Since it is apparent that in the Commonwealth of Kentucky many justices of the peace and the officers mentioned above are doing the things prohibited in the act aforesaid, and it is the sense of the General Assembly that same should cease, an emergency is declared to exist and this act shall take effect from and after its passage.

Mr. Wilson offered the following amendment to said bill, viz.:

Amend H. B. 216 by striking out all of clause (6) six, on page 3.

Said amendment was adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
J. H. Baughman
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
J. R. Dorman
E. J. Doss
G. L. Drury
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
Hector Johnson
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Leon P. Lewis
Leroy Lewis
J. T. Linton
J. Will McFarlin
W. J. McMurry
J. L. Manning
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
J. F. Reed
W. M. Simpson
Geo. W. Smith
A. W. Stamper
D. D. Thornberry
W. S. Tinsley
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
W. D. Watkins
C. Westerfield
F. E. Wilson

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Those who voted in the negative were—

L. D. Bax
J. E. Robbins

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Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 358. An act establishing as a part of the primary system of state highways a road from Harrodsburg, Mercer county, via Burgin, across Dix river, at King's Mill, to Buena Vista, in Garrard county, and there intersecting the state primary road from Nicholasville to Kentucky-Tennessee line near Huntersville, and designating said road as project 23-A.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there be and now is established as one of the primary road projects of the Commonwealth of Kentucky the following, to-wit:

"From Harrodsburg, Mercer county, via Burgin, across Dix river, at King's Mill, to Buena Vista, in Garrard county, and there intersecting the state primary road from Nicholasville to Kentucky-Tennessee state line, near Huntersville, which is a part of state project No. 23."

§ 2. The said project hereby established shall be known as project No. 23-A of the primary system of state highways and the said project shall receive and be entitled to all the benefits allowed and provided for in chapter 17 of the Acts of the General Assembly of 1920, establishing and creating a primary system of state highways.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of

said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	G. L. Drury	Harry Miller
T. H. Baker	D. E. Edwards	E. B. Miller
J. H. Baughman	J. O. Evans	G. W. Morgan
L. D. Bax	H. M. Fultz	J. L. Morgan
W. B. Belknap	O. C. Gartin	Wm. J. Moore
Homer Beliles	T. H. Golden	E. D. Morris
C. W. Bennett	J. E. Hadden	F. V. Nunnelly
J. E. Bickett	R. O. Huntsman	E. E. Palmore
W. M. Boling	Hector Johnson	J. J. Patterson
J. F. Bosworth	J. Roy Johnson	G. L. Perryman
W. J. Brandenburg	A. J. Jolly	J. F. Reed
Allen B. Cammack	D. C. Jones	W. M. Simpson
J. G. Campbell	H. J. Kegley	Geo. W. Smith
R. J. Cain	T. H. King	A. W. Stamper
Sherman Chasteen	T. J. Knight	W. S. Tinsley
Lee Clark	John H. Lawson	N. I. Toombs
Sam Cole	I. T. Layman	J. Wood Vance
F. W. Collings	Leon P. Lewis	C. D. Vincent
L. F. Coomes	Leroy Lewis	W. S. Wallen
J. L. Cushing	Martin Light	E. C. Walker
B. F. Day	J. T. Linton	W. D. Watkins
J. R. Dorman	W. J. McMurry	C. Westerfield
E. J. Doss	J. L. Manning	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 276. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of Kentucky of 1920 by adding thereto as project —, extending from Princeton, Caldwell county, to Dixon, Webster county, via Farmersville, Flat Rock, Creswell and Shady Grove, Caldwell county, to Dixon, Webster county, via Providence, Webster county.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That chapter 17 of the Acts of the General Assembly of Kentucky of 1920 be amended by adding to and inserting just after the last named project No. —.

The following project No. —, from Princeton to Dixon, via Farmersville, Flat Rock, Creswell, Shady Grove, Caldwell county, to Dixon, Webster county, via Providence.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	J. H. Baughman	W. B. Belknap
T. H. Baker	L. D. Bax	Homer Beliles

C. W. Bennett	O. C. Gartin	G. W. Morgan
J. E. Bickett	T. H. Golden	J. L. Morgan
W. M. Boling	J. E. Hadden	Wm. J. Moore
J. F. Bosworth	R. O. Huntsman	E. D. Morris
W. J. Brandenburg	Hector Johnson	F. V. Nunnelly
Allen B. Cammack	J. Roy Johnson	E. E. Palmore
J. G. Campbell	A. J. Jolly	J. J. Patterson
R. J. Cain	D. C. Jones	G. L. Perryman
Sherman Chasteen	H. J. Kegley	J. F. Reed
Lee Clark	T. H. King	W. M. Simpson
Sam Cole	T. J. Knight	Geo. W. Smith
F. W. Collings	John H. Lawson	A. W. Stamper
L. F. Coomes	I. T. Layman	W. S. Tinsley
J. L. Cushing	Leon P. Lewis	N. I. Toombs
B. F. Day	Leroy Lewis	J. Wood Vance
J. R. Dorman	Martin Light	C. D. Vincent
E. J. Doss	J. T. Linton	W. S. Wallen
G. L. Drury	W. J. McMurry	E. C. Walker
D. E. Edwards	J. L. Manning	W. D. Watkins
J. O. Evans	E. B. Miller	C. Westerfield
H. M. Fultz	Harry Miller	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 433. An act relating to roads and bridges and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as project —, extending from Taylorsville to Southville.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That chapter 17 of the Acts of the General Assembly of Kentucky of 1920 be amended by adding to and inserting just after the last named project No. —, on page — thereof, the following:

"Project No. — from Taylorsville, the county seat of Spencer county, to an intersection with state project No. 20, in Shelby county, at Southville."

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	Sherman Chasteen	T. H. Golden
T. H. Baker	Lee Clark	J. E. Hadden
J. H. Baughman	Sam Cole	R. O. Huntsman
L. D. Bax	F. W. Collings	Hector Johnson
W. B. Belknap	L. F. Coomes	J. Roy Johnson
Homer Beliles	J. L. Cushing	A. J. Jolly
C. W. Bennett	B. F. Day	D. C. Jones
J. E. Bickett	J. R. Dorman	H. J. Kegley
W. M. Boling	E. J. Doss	T. H. King
J. F. Bosworth	G. L. Drury	T. J. Knight
W. J. Brandenburg	D. E. Edwards	John H. Lawson
Allen B. Cammack	J. O. Evans	I. T. Layman
J. G. Campbell	H. M. Fultz	Leon P. Lewis
R. J. Cain	O. C. Gartin	Leroy Lewis

Martin Light	E. D. Morris	W. S. Tinsley
J. T. Linton	F. V. Nunnelly	N. I. Toombs
W. J. McMurry	E. E. Palmore	J. Wood Vance
J. L. Manning	J. J. Patterson	C. D. Vincent
E. B. Miller	G. L. Perryman	W. S. Wallen
Harry Miller	J. F. Reed	E. C. Walker
G. W. Morgan	W. M. Simpson	W. D. Watkins
J. L. Morgan	Geo. W. Smith	C. Westerfield
Wm. J. Moore	A. W. Stamper	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 421. An act establishing as a state primary road a road leading from or near McGaw, on state primary project No. 2 to Providence, in Webster county, Kentucky, and designating said road as project 2-A.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there is hereby established as a part of the primary system of state highways of the Commonwealth of Kentucky a road to lead from a point on state primary road project No. 2 at or near McGaw school house, in Webster county, Kentucky, to Providence, in Webster county, Kentucky, a distance of approximately 1.1 miles. The construc-

tion, maintenance, supervision and control of said road shall be subject to all the terms and conditions set out and provided for in chapter 17 of the Acts of the General Assembly of 1920, establishing and creating the primary system of state highways.

§ 2. Said road shall be designated and known as project No. 2-A.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constiution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	J. L. Cushing	John H. Lawson
T. H. Baker	B. F. Day	I. T. Layman
J. H. Baughman	J. R. Dorman	Leon P. Lewis
L. D. Bax	E. J. Doss	Leroy Lewis
W. B. Belknap	G. L. Drury	Martin Light
Homer Beliles	D. E. Edwards	J. T. Linton
C. W. Bennett	J. O. Evans	W. J. McMurry
J. E. Bickett	H. M. Fultz	J. L. Manning
W. M. Boling	O. C. Gartin	E. B. Miller
J. F. Bosworth	T. H. Golden	Harry Miller
W. J. Brandenburg	J. E. Hadden	G. W. Morgan
Allen B. Cammack	R. O. Huntsman	J. L. Morgan
J. G. Campbell	J. Roy Johnson	Wm. J. Moore
R. J. Cain	Hector Johnson	E. D. Morris
Sherman Chasteen	A. J. Jolly	F. V. Nunnelly
Lee Clark	D. C. Jones	E. E. Palmore
Sam Cole	H. J. Kegley	J. J. Patterson
F. W. Collings	T. H. King	G. L. Perryman
L. F. Coomes	T. J. Knight	J. F. Reed

W. M. Simpson	N. I. Toombs	E. C. Walker
Geo. W. Smith	J. Wood Vance	W. D. Watkins
A. W. Stamper	C. D. Vincent	C. Westerfield
W. S. Tinsley	W. S. Wallen	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 379. An act to amend chapter 17 of the Acts of 1920, approved March 16, 1920, entitled "An act relating to roads and bridges; creating the Department of State Roads and Highways; providing for officers to administer it and prescribing the powers and duties of such officers; fixing the salary of the State Highway Engineer and prescribing the amount which may be expended by said department; prescribing laws governing said department and the officers therein; accepting the provisions of the federal law providing that the United States shall assist in the construction of rural post roads and making appropriation for cooperative work with the United States government; providing for the payment of the state's part of the construction of state aid roads under the present law; providing for the acceptance of and making binding gifts and donations; establishing and designing a primary system of state highways and providing for their construction and maintenance; providing for the obtaining of rights of ways and naming cities and towns from which con-

struction shall commence; and repealing subsections 1, 2, 4, 5, 6, and 7 of section 4356t, Kentucky Statutes, edition 1915, also repealing section 4356u and subsections 1, 2, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 of section 4356x, Kentucky Statutes, edition 1915, and the supplement to said edition known as Vol. 3, repealing any other act or acts in conflict herewith," by adding thereto and to the primary system of roads thereby established, a road project extending from Jeffersonville, Montgomery county, Kentucky, to Stanton, Powell county, Kentucky.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That the primary system of state highways established by the above act and by section 4356t-5 of the Kentucky Statutes be extended to include, and that there be included, in said primary system of state highways a road running from project No. 32 of said system, at a connection therewith at Jeffersonville, Montgomery county, Kentucky, to extend to and to connect with project No. 4 of said system at Stanton, Powell county, Kentucky, which road will connect the county seats of the adjoining counties of Montgomery and Powell, not now connected by any project within said state highway system.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said

bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	G. L. Drury	E. B. Miller
T. H. Baker	D. E. Edwards	Harry Miller
J. H. Baughman	J. O. Evans	G. W. Morgan
L. D. Bax	H. M. Fultz	J. L. Morgan
W. B. Belknap	O. C. Gartin	Wm. J. Moore
Homer Beliles	T. H. Golden	E. D. Morris
C. W. Bennett	J. E. Hadden	F. V. Nunnelly
J. E. Bickett	R. O. Huntsman	E. E. Palmore
W. M. Boling	J. Roy Johnson	J. J. Patterson
J. F. Bosworth	Hector Johnson	G. L. Perryman
W. J. Brandenburg	A. J. Jolly	J. F. Reed
Allen B. Cammack	D. C. Jones	W. M. Simpson
J. G. Campbell	H. J. Kegley	Geo. W. Smith
R. J. Cain	T. H. King	A. W. Stamper
Sherman Chasteen	T. J. Knight	W. S. Tinsley
Lee Clark	John H. Lawson	N. I. Toombs
Sam Cole	I. T. Layman	J. Wood Vance
F. W. Collings	Leon P. Lewis	C. D. Vincent
L. F. Coomes	Leroy Lewis	W. S. Wallen
J. L. Cushing	Martin Light	E. C. Walker
B. F. Day	J. T. Linton	W. D. Watkins
J. R. Dorman	W. J. McMurry	C. Westerfield
E. J. Doss	J. L. Manning	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 430. An act for the benefit of Mary E. Cunningham, whose husband, Hodge G. Cunningham, lost his life in the parformance of a public service, and leaving the said Mary E. Cunningham and leaving also two minor children.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky as follows, to-wit:

Whereas, Hodge G. Cunningham was a guard at the Eddyville penitentiary and lost his life while with other guards successfully preventing a riot among the prisoners therein confined; and,

Whereas, at the time of his death he was receiving compensation of one hundred dollars ($100) per month, and left at his death a widow, Mary E. Cunningham, and two minor children, one aged thirteen and the other ten; and,

Whereas, his family are in indigent circumstances; and,

Whereas, the death of the said Hodge G. Cunningham was brought about by his performance of a public service, and therefore the appropriation hereinafter made comes strictly within the terms of section 3 of the Constitution of Kentucky; now,

Be it enacted:

§ 1. The Auditor is directed to draw his warrant upon the Treasurer for the sum of four thousand dollars ($4,000), which sum is hereby appropriated out of any money in the treasury not otherwise appropriated, to the order of Mary E. Cunningham, this being substantially the amount which she would receive according to the terms of the Workmen's Compensation Act if her husband had come within the terms of said act, and the payment of a one sum to her is in accordance with section 4909 of the Kentucky Statutes.

§ 2. This act shall take effect from and after its passage.

Mr. Nelson offered the following amendments to said bill, viz.:

Amend section 1 by striking out all of said section, and substituting in lieu thereof the following:

Section 1. That the Auditor is directed to draw his warrant upon the Treasurer for the sum of two thousand dollars in favor of Mrs. Mary E. Cunningham, and also draw his warrant in favor of the statutory guardians of her two sons by Hodge Cunningham for one thousand dollars each, on the Treasurer, which sums are hereby appropriated out of any money in the treasury not otherwise appropriated.

Amend title to H. B. 430, on page 1, after the words "Mrs. Mary E. Cunningham," and before the word "whose," by inserting these words, "and her two infant sons by Hodge G. Cunningham."

Said amendments were adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were--

W. B. Ardery	Homer Beliles	W. M. Boling
T. H. Baker	C. W. Bennett	J. F. Bosworth
L. D. Bax	J. E. Bickett	Allen B. Cammack

R. J. Cain	W. R. Haselwood	J. J. Patterson
J. G. Campbell	J. W. Howard	G. L. Perryman
Sherman Chasteen	R. O. Huntsman	J. F. Reed
Lee Clark	Hector Johnson	J. E. Robbins
Sam Cole	T. H. King	G. W. Shadoan
F. W. Collings	I. T. Layman	W. M. Simpson
L. F. Coomes	Leon P. Lewis	Geo. W. Smith
J. L. Cushing	J. T. Linton	A. W. Stamper
J. R. Dorman	W. J. McMurry	D. D. Thornberry
E. J. Doss	J. L. Manning	N. I. Toombs
G. L. Drury	Harry Miller	J. Wood Vance
D. E. Edwards	G. W. Morgan	M. E. Vaughan
J. O. Evans	J. L. Morgan	C. D. Vincent
H. M. Fultz	Wm. J. Moore	W. S. Wallen
O. C. Gartin	E. D. Morris	C. Westerfield
J. E. Hadden	Chas. A. Nelson	F. E. Wilson

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Resolved, that the title thereof be as amended.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

H. B. 431. An act for the benefit of Mary Mattingly, whose husband, V. B. Mattingly, lost his life in the performance of a public service, and leaving the said Mary Mattingly as his widow.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, as follows, to-wit:

Whereas, V. B. Mattingly was a guard at the Eddyville penitentiary, and lost his life while with other guards suc-

cessfully preventing a riot among the prisoners therein confined; and,

Whereas, at the time of his death he was receiving compensation of ninety-five dollars ($95) per month, and left at his death a widow, Mary Mattingly, without property; and,

Whereas, the death of the said V. B. Mattingly was brought about by his performance of a public service, and therefore the appropriation hereinafter made comes strictly within the terms of section 3 of the Constitution of Kentucky; now,

Be it enacted:

§ 1. The Auditor is directed to draw his warrant upon the Treasurer for the sum of four thousand dollars ($4,000) which sum is hereby appropriated out of any money in the treasury not otherwise appropriated, to the order of Mary Mattingly, this being substantially the amount which she would receive according to the terms of the Workmen's Compensation Act if her husband had come within the terms of said act, and the payment of a one sum to her is in accordance with section 4909 of the Kentucky Statutes.

§ 2. This act shall take effect from and after its passage.

Mr. Nelson offered the following amendment to said bill, viz.:

Amend section 1 of H. B. 431 by striking out the word and figure "four," in line 2, on page 2, and insert in lieu thereof the word "two," and figure "2" respectively.

Said amendment was adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of

said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	G. L. Drury	Wm. J. Moore
T. H. Baker	D. E. Edwards	E. D. Morris
L. D. Bax	J. O. Evans	Chas. A. Nelson
Homer Beliles	H. M. Fultz	J. J. Patterson
C. W. Bennett	O. C. Gartin	G. L. Perryman
J. E. Bickett	J. E. Hadden	J. F. Reed
W. M. Boling	W. R. Haselwood	J. E. Robbins
J. F. Bosworth	J. W. Howard	G. W. Shadoan
Allen B. Cammack	R. O. Huntsman	W. M. Simpson
J. G. Campbell	Hector Johnson	Geo. W. Smith
R. J. Cain	T. H. King	A. W. Stamper
Sherman Chasteen	I. T. Layman	D. D. Thornberry
Lee Clark	Leon P. Lewis	N. I. Toombs
Sam Cole	J. T. Linton	J. Wood Vance
F. W. Collings	W. J. McMurry	M. E. Vaughan
L. F. Coomes	J. L. Manning	C. D. Vincent
J. L. Cushing	Harry Miller	W. S. Wallen
J. R. Dorman	G. W. Morgan	C. Westerfield
E. J. Doss	J. L. Morgan	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House

took up for consideration from the Orders of the Day a bill entitled:

H. B. 432. An act for the benefit of Mrs. William Gilbert, whose husband, William Gilbert lost his life in the performance of a public service, and leaving the said Mrs. William Gilbert as his widow.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky, as follows, to-wit:

Whereas, William Gilbert was a guard at the Eddyville penitentiary, and lost his life while with other guards successfully preventing a riot among the prisoners therein confined; and,

Whereas, at the time of his death he was receiving compensation of ninety-five ($95) dollars per month, and left at his death a widow, Mrs. William Gilbert, without property; and,

Whereas, the death of the said William Gilbert was brought about by his performance of a public service, and therefore the appropriation hereinafter made comes strictly within the terms of section 3 of the Constitution of Kentucky; now,

Be it enacted:

§ 1. That the Auditor is directed to draw his warrant upon the Treasurer for the sum of four thousand dollars ($4,000), which sum is hereby appropriated out of any money in the treasury not otherwise appropriated, to the order of Mrs. William Gilbert, this being substantially the amount which she would receive according to the terms of the Workmen's Compensation Act if her husband had come within the terms of said act, and the payment of a one sum to her is in accordance with section 4909 of the Kentucky Statutes.

§ 2. This act shall take affect from and after its passage.

Mr. Nelson offered the following amendment to said bill, viz.:

Amend title of H. B. 432 by inserting after words "Mrs. William Gilbert," and before the word "whose," these words, "and her infant son by William Gilbert."

Amend H. B. 432 by striking out all of section 1 and inserting in lieu thereof the following words:

Section 1. That the Auditor is directed to draw his warrant upon the Treasurer for the sum of two thousand dollars in favor of Mrs. William Gilbert, and also draw his warrant in favor of the statutory guardian of her infant son by William Gilbert for one thousand dollars on the Treasurer, which sums are hereby appropriated out of any money in the treasury not otherwise appropriated.

Said amendment was adopted.

Ordered, that said bill be engrossed and read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with and the same being engrossed, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	L. D. Bax	C. W. Bennett
T. H. Baker	Homer Beliles	J. E. Bickett

W. M. Boling	O. C. Gartin	Chas. A. Nelson
J. F. Bosworth	J. E. Hadden	J. J. Patterson
Allen B. Cammack	W. R. Haselwood	G. L. Perryman
J. G. Campbell	J. W. Howard	J. F. Reed
R. J. Cain	R. O. Huntsman	J. E. Robbins
Sherman Chasteen	Hector Johnson	G. W. Shadoan
Lee Clark	T. H. King	W. M. Simpson
Sam Cole	I. T. Layman	Geo. W. Smith
F. W. Collings	Leon P. Lewis	A. W. Stamper
L. F. Coomes	J. T. Linton	D. D. Thornberry
J. L. Cushing	W. J. McMurry	N. I. Toombs
J. R. Dorman	J. L. Manning	J. Wood Vance
E. J. Doss	Harry Miller	M. E. Vaughan
G. L. Drury	G. W. Morgan	C. D. Vincent
D. E. Edwards	J. L. Morgan	W. S. Wallen
J. O. Evans	Wm. J. Moore	C. Westerfield
H. M. Fultz	E. D. Morris	F. E. Wilson

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Resolved, that the title thereof be as amended.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed bills which originated in that body of the following titles, viz.:

S. B. 299. An act relating to public health; amending, revising and re-enacting chapter 111 of the Acts of the General Assembly of 1912, being section 4711b of the Kentucky Statutes, Carroll's 1915 edition, and also amending, reserving and re-enacting section 4 of chapter 65 of the Acts of the General Assembly of 1918, being an act entitled "An act relating to public health, repealing, amending and re-enacting sections 2054, 2059, 2060 and 2061 of the Kentucky Statutes, Carroll's edition of 1915, relating to the State Board of

Health, creating bureaus within said board to perform the functions of the existing State Tuberculosis Commission, the Hotel Inspector, the Pure Food and Drug Division of the Agricultural Experiment Station, and for other purposes; creating county and district departments of Health and providing and limiting appropriations of the State Board of Health and further defining its powers and duties;" and providing state aid for acquisition, construction, equipment, operation and maintenance of tuberculosis district sanatoria in this Commonwealth, and in making improvements, betterments and additions thereto; and repealing all laws in conflict.

S. B. 386. An act to repeal, clarify, amend and enact sections of laws relating to the management and control of school districts, graded districts, repealing chapter 45 of Acts of 1920, and sections 4100, 4101, 4420a-2, 4420a-3, 4484, Acts of 1922 and sections 4431 and 4432, 4426a-3, 5, 6 and 9, Kentucky Statutes, and 4458, 4463b and intervening sections of Kentucky Statutes and section 5 of chapter 138, Acts of 1918.

S. B. 232. An act to amend section 199a-2, chapter 12a of the Kentucky Statutes (Carroll's Kentucky Statutes, sixth edition, 1922), relating to burial associations.

S. B. 443. An act to amend and re-enact section 1155.

S. B. 454. An act to amend and re-enact section 497, subsection 1 of the Civil Code of Practice.

S. B. 60. An act to amend section 506, Kentucky Statutes, 1922 edition, which same related to conveyance of real and personal estate.

S. B. 318. An act establishing as a part of the system of state primary roads a road leading from Hodgenville, in

Larue county, to Campbellsville, in Taylor county, via Jericho, Malt, Hibernia and Badger, and following as nearly as practicable the old Hodgenville and Buffalo turnpike and Hodgenville and Campbellsville road, but passing said points, said road to be known and designated as project 41½.

S. B. 427. An act relating to roads and highways.

S. B. 460. An act to make the road from Mayfield to Wickliffe by way of Lowes a part of the primary system of state highways.

S. B. 374. An act to repeal and re-enact project 22 of section 5 of chapter 17 of the Acts of 1920 relating to roads and bridges.

S. B. 418. An act to amend section 5 of chapter 1u of the Acts of the General Assembly of 1920 which is now section 4356t-5 of Kentucky Statutes, by Carroll, 1922 edition, relating to roads and bridges and establishing a system of primary roads for the state of Kentucky and making provisions for the establishment, construction and maintenance of same.

S. B. 441. An act relating to roads and bridges.

S. B. 442. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of 1920.

S. B. 417. An act to add to project 24 in Pulaski county and including in the state primary system of roads the route from Corbin, in Whitley county, by the way of Mt. Victory.

S. B. 461. An act to amend project 11 of section 5 of chapter 17 of the Acts of the General Assembly of 1920 re-

lating to roads and bridges and providing for the establishment and designation of a primary system of state highways.

S. B. 462. An act to make the road from Mayfield to Benton, by way of Smysonia a part of the primary system of state highways.

S. B. 463. An act to amend chapter 17 of the Acts of 1920, relating to roads and highways.

S. B. 459. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of Kentucky of 1920 by adding thereto as project —, extending from Greensburg to Burksville via Milltown and Gradyville.

S. B. 276. An act establishing as a part of the primary system of state highways a road from Harrodsburg, Mercer county, via Burgin across Dix river, at King's Mill (or Kennedy's Mill as now known) to Buena Vista, in Garrard county, and there intersecting the state primary road from Nicholasville to Lancaster, Kentucky, to Kentucky-Tennessee state line near Huntersville, and designating said road as project 23-A.

S. B. 260. An act further regulating the duties, fees and salaries of county attorneys in the Commonwealth of Kentucky, and prescribing penalties for the violation thereof.

S. B. 65. An act to amend an act, chapter 35, Acts of 1916, entitled "An act to prohibit the buying or selling of patients by physicians or surgeons or other persons and defining what shall constitute buying or selling of patients, and fixing the punishment for violation of this act."

S. B. 267. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the

Commonwealth of Kentucky, 1920, by adding thereto as project —, extending from Crab Orchard to Berea.

S. B. 478. An act to amend and re-enact section 9, chapter 17 of the Acts of 1920, creating the Department of State Roads and Highways and adding Jamestown as a center of construction.

S. B. 476. An act to create and defining road project 7½ as a part of the primary system of state highways in this Commonwealth.

S. B. 473. An act establishing and creating as a part of the primary system of state roads, Acts of 1920, chapter 17, the road leading from Jamestown, Russell county, to Monticello, Wayne county, via Horseshoe Bottom and Parnell, and designating said road as project —.

S. B. 472. An act to amend and re-enact section 9, chapter 17 of the Acts of 1920 relating to roads and highways by adding to said section the town of Williamsburg as a construction center.

S. B. 471. An act to establish as a part of the primary system of state highways the road leading from Munfordville, in Hart county, to Hodgenville, in Larue county, via Hammonsville, Tanner and Mather Mill, and designating same as Project 11½.

S. B. 470. An act relating to roads and bridges and highways.

H. B. 464. An act relating to roads and bridges and establishing a new project to be a part of the state primary system of roads from Marion to Benton, via Eddyville.

At the instance of the Committee on Rules said bills were read at length the first time, ordered printed and placed on the Calendar.

The House took up for consideration from the Orders of the Day a bill entitled

H. B. 443. An act amending and re-enacting section 365, Carroll's Kentucky Statutes, 1922 edition, by adding certain provisions relating to the stealing of motor vehicles.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 365, Carroll's Kentucky Statutes, 1922 edition, be amended and re-enacted by adding certain provisions relating to the stealing of motor vehicles, so that said section as amended and re-enacted shall read as follows:

"For arrest and conviction of a person charged with stealing a horse or mule or motor vehicle within this Commonwealth, fifty ($50.00) dollars to be allowed by the circuit court and certified to the Auditor for payment."

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery T. H. Baker J. H. Baughman

L. D. Bax	J. O. Evans	Harry Miller
W. B. Belknap	H. M. Fultz	G. W. Morgan
Homer Beliles	O. C. Gartin	J. L. Morgan
C. W. Bennett	T. H. Golden	Wm. J. Moore
J. E. Bickett	J. E. Hadden	E. D. Morris
W. M. Boling	R. O. Huntsman	F. V. Nunnelly
J. F. Bosworth	Hector Johnson	E. E. Palmore
W. J. Brandenburg	J. Roy Johnson	J. J. Patterson
Allen B. Cammack	A. J. Jolly	G. L. Perryman
J. G. Campbell	D. C. Jones	J. F. Reed
R. J. Cain	H. J. Kegley	W. M. Simpson
Sherman Chasteen	T. H. King	Geo. W. Smith
Lee Clark	T. J. Knight	A. W. Stamper
Sam Cole	John H. Lawson	W. S. Tinsley
F. W. Collings	I. T. Layman	N. I. Toombs
L. F. Coomes	Leon P. Lewis	J. Wood Vance
J. L. Cushing	Leroy Lewis	C. D. Vincent
B. F. Day	Martin Light	W. S. Wallen
J. R. Dorman	J. T. Linton	E. C. Walker
E. J. Doss	W. J. McMurry	W. D. Watkins
G. L. Drury	J. L. Manning	C. Westerfield
D. E. Edwards	E. B. Miller	F. E. Wilson

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Resolved, that the title thereof be a saforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

The House took up for consideration from the Orders of the Day a bill entitled:

H. B. 498. An act to amend and re-enact section 1739, Kentucky Statutes, Carroll's edition, 1922.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 1739, Kentucky Statutes, Carroll's edition, 1922, be amended and re-enacted so that said section when so amended and re-enacted shall read as follows:

Coroners shall be allowed to charge and receive the following fees:

For holding an inquest on a dead body, and burying the deceased, to be paid out of the estate of the deceased, if sufficient; if not, out of the county levy—$12.00.

For all other services they shall be allowed the same fees allowed to sheriffs and constables for similar services.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz:

Those who voted in the affirmative were—

W. B. Ardery	R. J. Cain	H. M. Fultz
T. H. Baker	Sherman Chasteen	O. C. Gartin
J. H. Baughman	Lee Clark	T. H. Golden
L. D. Bax	Sam Cole	J. E. Hadden
W. B. Belknap	F. W. Collings	R. O. Huntsman
Homer Beliles	L. F. Coomes	Hector Johnson
C. W. Bennett	J. L. Cushing	J. Roy Johnson
J. E. Bickett	B. F. Day	A. J. Jolly
W. M. Boling	J. R. Dorman	D. C. Jones
J. F. Bosworth	E. J. Doss	H. J. Kegley
W. J. Brandenburg	G. L. Drury	T. H. King
Allen B. Cammack	D. E. Edwards	T. J. Knight
J. G. Campbell	J. O. Evans	John H. Lawson

I. T. Layman	J. L. Morgan	A. W. Stamper
Leon P. Lewis	Wm. J. Moore	W. S. Tinsley
Leroy Lewis	E. D. Morris	N. I. Toombs
Martin Light	F. V. Nunnelly	J. Wood Vance
J. T. Linton	E. E. Palmore	C. D. Vincent
W. J. McMurry	J. J. Patterson	W. S. Wallen
J. L. Manning	G. L. Perryman	E. C. Walker
Harry Miller	J. F. Reed	W. D. Watkins
E. B. Miller	W. M. Simpson	C. Westerfield
G. W. Morgan	Geo. W. Smith	F. E. Wilson

—69

Resolved, that the title thereof be as aforesaid.

Mr. Harry Miller moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

Mr. Harry Miller moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

MONDAY, MARCH 17, 1924.

The House was opened with prayer by the Reverend Chesterfield Turner, of the First Baptist church, of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee	A. J. Baldridge	W. B. Belknap
W. B. Ardery	J. H. Baughman	C. W. Bennett
T. H. Baker	L. D. Bax	J. E. Bickett

S. A. Blackburn
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
J. O. Evans
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
L. J. Jeter
J. Roy Johnson
Hector Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Martin Light
J. T. Linton
J. Will McFarlin
R. D. McMurtry
J. L. Manning
Harry Miller
G. W. Morgan
J. L. Morgan
E. D. Morris
Chas. A. Nelson
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
J. F. Reed
J. E. Robbins
C. W. Ryans
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins

The reading of the Journal of yesterday's proceedings was dispensed with.

A message was received from the Senate announcing that they had passed bills which originated in this body of the following titles, viz.:

H. B. 72. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of Kentucky of 1920, which is now section 4356t-5 of Kentucky Statutes, Carroll, 1922 edition, relating to roads and bridges and establishing a system of primary roads for the state of Kentucky and making provisions for the establishment, construction and maintenance of the same.

H. B. 274. An act establishing a road from a point on project 6 at or near the mounth of Laurel creek, Boyd county, Kentucky, to a point on project 47 at Cannonsburg, Boyd county, Kentucky, and designating said road project as project 6½.

H. B. 189. An act relating to roads and highways.

H. B. 160. An act relating to roads and bridges and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as project —, extending from Willow, via Holton's Corner and Double Beach to Falmouth.

H. B. 157. An act establishing and making the road leading from Williamsburg via Red Bird on Cumberland river to Cumberland Falls a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project —.

H. B. 154. An act amending chapter 17 of the Acts of 1920 and creating project —, extending from Shawneetown, Ill., through Morganfield, Boxville and Tilden to an intersection with project No. 2 of said chapter 17.

H. B. 96. An act relating to roads and highways.

H. B. 73. An act relating to public roads and highways.

H. B. 39. An act establishing as a part of the primary system of state highways as a road from Beattyville, Lee county, via Zachariah, to Pine Ridge, Wolfe county, and there intersecting the state primary road from Stanton to Campton, and designating said road as project 31-A.

H. B. 325. An act relating to roads and highways.

H. B. 324. An act to amend section 5, chapter 17, of the General Assembly of 1920, relating to roads and highways.

H. B. 537. An act establishing as a part of the primary system of state highways a road running from Campbellsville, Kentucky, via Cane Valley, via Columbia, via Crocus, via Creelsboro, to Albany, in Clinton county, Kentucky, and designating said road as project —.

H. B. 345. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly.

H. B. 540. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is now section 4356t-5 of Kentucky Statutes by Carroll, 1922 edition, relating to roads and bridges and establishing a system of primary roads for the state of Kentucky and making provisions for the establishment, construction and maintenance of the same.

H. B. 541. An act relating to roads and bridges.

H. B. 353. An act to establish a road connecting the highway systems of Missouri across Kentucky with the highway system of Tennessee, being a road leading from Columbus, Hickman county, Kentucky, to Clinton, Hickman county, Kentucky, on project 7 thence through Moscow and Caycey, Kentucky, to the Kentucky and Tennessee state line at Jordan, Kentucky, to be known as project 7b.

H. B. 344. An act to repeal and re-enact project 20 of section 5 of chapter 17 of the Acts of 1920, relating to roads and bridges.

H. B. 412. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges.

H. B. 411. An act relating to roads and highways, making the Russellville and Morgantown road part of the state primary system.

H. B. 377. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920 relating to roads and bridges.

H. B. 546. An act relating to roads and bridges and establishing a new project to be a part of the state primary system of roads.

H. B. 473. An act establishing as a part of the system of state primary roads a road leading from Hodgenville, in Larue county, to Campbellsville, in Taylor county, via Jericho, Molt, Hibernia and Badger, and following as nearly as practicable the old Hodgenville and Buffalo turnpike and Hodgenville and Campbellsville road, but passing said points, said road to be known and designated as project No. 41½.

H. B. 481. An act establishing and making the road leading from Owensboro, via Utica, Livia, Nuckols, Livermore and Island to South Carrollton, a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project —.

H. B. 494. An act establishing road leading from Longridge to Cherry Grove, by Jonesville, Downingsville, Stewartsville, Heekin to Cherry Grove.

H. B. 297. An act to amend chapter 79 of the General Assembly of 1922, as approved by the Governor, March 23, 1922, entitled: "An act establishing a road running from Barbourville, Knox county, Kentucky, via London, via Williamsburg, via Bond Jellico, via Jellico creek, via Cross Roads in

Pine Knot, in McCreary county, Kentucky, as a state primary road, and designating said road as project 22-A."

H. B. 413. An act to amend and extend chapter 17 of the Acts of 1920 so as to include in the primary system of state highways the road from Stanton, Kentucky, via Clay City to Mt. Sterling, Kentucky.

H. B. 501. An act establishing as a part of the primary system of state highways of the Commonwealth of Kentucky a road running from Carrollton, Carroll county, Kentucky, via the Little Kentucky river and Hardy creek, to Bedford, Trimble county, Kentucky, and designating said road as project 13-B.

H. B. 502. An act establishing as a part of the primary system of state highways of the Commonwealth of Kentucky a road running from Ghent, Carroll county, Kentucky, via Sanders to New Liberty, in Owen county, Kentucky, and designating said road as project 13-A.

H. B. 510. An act establsihing as a part of the primary system of state highways a road leading from the point of intersection of Hodgenville and Sonora road with the Dixie Highway, project 3, in Hardin county, to Hodgenville, in Larue county, following as nearly as practicable the said Hodgenville and Sonora road, and designating same as project 3½.

H. B. 522. An act to amend chapter 82, Acts 1922, entitled "An act to amend chapter 17, Acts of the General Assembly of 1920, as approved by the Governor March 16, 1920, relating to roads and bridges and creating Department of State Roads, Highways, etc.

H. B. 527. An act relating to roads and bridges and

amending chapter 17 of the Acts of the General Assembly of 1926.

H. B. 131. An act to amend chapter 67 of an act to establish project 61 in the primary system of state highways.

Together with an amendment thereto as proposed by the Senate to the last named bill.

(For bill see House Journal March 7.)

Said amendment is as follows, viz.:

Amend H. B. 131 by inserting in line 5 in section 1 the following after the word "Olympia," "thence a branch from this project beginning near the Menifee county line, with the old turnpike, to the town of Salt Lick, in Bath county."

Said amendment was then concurred in.

Said bill as amended was then passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. F. Bosworth	J. R. Dorman
W. B. Ardery	W. J. Brandenburg	E. J. Doss
T. H. Baker	Allen B. Cammack	G L. Drury
A. J. Baldridge	J. G. Campbell	H. C. Duffy
J. H. Baughman	R. J. Cain	Wm. M. Duncan
L. D. Bax	Sherman Chasteen	J. O. Evans
Homer Beliles	Lee Clark	T. H. Golden
C. W. Bennett	F. W. Collings	J. E. Hadden
J. E. Bickett	L. F. Coomes	W. R. Haselwood
S. A. Blackburn	J. L. Cushing	H. C. Hawkins
W. M. Boling	B. F. Day	J. W. Howard

R. O. Huntsman	J. T. Linton	J. F. Reed
L. J. Jeter	J. L. Manning	J. E. Robbins
J. Roy Johnson	E. B. Miller	C. W. Ryans
Hector Johnson	Harry Miller	Lee L. Simons
A. J. Jolly	G. W. Morgan	W. M. Simpson
D. C. Jones	J. L. Morgan	A. W. Stamper
H. J. Kegley	Wm. J. Moore	F. L. Strange
T. H. King	E. D. Morris	D. D. Thornberry
T. J. Knight	Chas. A. Nelson	W. S. Tinsley
John H. Lawson	F. V. Nunnelly	N. I. Toombs
I. T. Layman	E. E. Palmore	C. D. Vincent
Oscar Leibson	J. J. Patterson	W. D. Watkins
Leon P. Lewis	G. L. Perryman	S. W. Adams
Martin Light	H. A. Pulliam	

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Resolved, that the title thereof be as aforesaid.

Mr. Drury moved that the vote by which said bill was passed as amended be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Ordered, that said bills be delivered to the Enrolling Clerk.

A message was received from the Senate announcing that they had passed a resolution which originated in that body of the following title, viz.:

S. Res. 23. Resolution for benefit of the ministers of the churches of Frankfort.

Said resolution is as follows, viz.:

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

That the sum of seventy-five dollars to each of the follow-

ing named ministers herein is hereby appropriated out of any funds in the state treasury not otherwise appropriated, viz.:

Reverend Father Klosterman, Roger T. Nooe, J. C. Pelgrim, Chesterfield Turner, I. W. Wilcox, W. P. Fryman and H. H. Gibbons, and the Auditor of Public Accounts will draw his warrant on the State Treasurer to each of the foregoing named persons for the sum of seventy-five dollars.

Said resolution was adopted.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
C. W. Bennett
J. E. Bickett
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
T. H. Golden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Martin Light
J. T. Linton
J. Will McFarlin
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
E. E. Palmore
J. J. Patterson
H. A. Pulliam
J. F. Reed
J. E. Robbins
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
F. L. Strange
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
C. D. Vincent
W. S. Wallen
W. D. Watkins

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Mr. Drury moved that the vote by which said resolution was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Drury, of the Committee on Rules, offered the following resolution, viz.:

A resolution of the Lower House of the General Assembly for the benefit of C. W. Longmire, Sergeant-at-Arms of said House.

Whereas the above named Sergeant-at-Arms is now serving in said capacity at the salary of seven dollars per day, and whereas, the said salary is not enough and in keeping with prices paid to other parties for such services; therefore,

Be it resolved by the Lower House of the General Assembly that C. W. Longmire be and he is hereby allowed the sum of two hundred and fifty dollars, to be paid out of contingent fund of the House. This allowance is for services rendered by the said C. W. Longmire.

The Clerk of the House is directed to issue voucher for above amount for which the Auditor will issue warrant upon presentation thereof.

Said resolution was adopted.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	W. B. Belknap	W. M. Boling
W. B. Ardery	Homer Beliles	J. F. Bosworth
T. H. Baker	C. W. Bennett	W. J. Brandenburg
A. J. Baldridge	J. E. Bickett	Allen B. Cammack
L. D. Bax	S. A. Blackburn	R. J. Cain

Sherman Chasteen	T. J. Knight	Lee L. Simons
Lee Clark	John H. Lawson	W. M. Simpson
F. W. Collings	I. T. Layman	Geo. W. Smith
J. L. Cushing	Leon P. Lewis	F. L. Strange
B. F. Day	R. D. McMurtry	H. Q. Thompson
J. R. Dorman	J. L. Manning	D. D. Thornberry
E. J. Doss	Harry Miller	W. S. Tinsley
G. L. Drury	G. W. Morgan	N. I. Toombs
Wm. M. Duncan	Wm. J. Moore	J. Wood Vance
O. C. Gartin	E. D. Morris	M. E. Vaughan
T. H. Golden	Chas. A. Nelson	C. D. Vincent
J. W. Howard	J. J. Patterson	W. S. Wallen
R. O. Huntsman	V. H. Redwine	E. C. Walker
A. J. Jolly	J. F. Reed	W. D. Watkins
D. C. Jones	J. E. Robbins	F. E. Wilson
H. J. Kegley	C. W. Ryans	
T. H. King	G. W. Shadoan	

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Those who voted in the negative were—

J. H. Baughman	Martin Light	E. B. Miller
H. C. Duffy	J. Will McFarlin	H. A. Pulliam
L. J. Jeter	J. W. Martin	

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Mr. Drury moved that the vote by which said resolution was adopted be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed a resolution which originated in that body of the following title, viz.:

S. Res. 16. Resolution to authorize the Governor to appoint commissioners for the Commonwealth of Kentucky for the purpose of conveying by deed a certain tract of land now owned by the Commonwealth of Kentucky, located in the

county of Jefferson, in fee simple for the purpose of enabling the county to construct a road thereon from the Jefferson turnpike road to the tomb of the late President Zachary Taylor.

Said resolution is as follows, viz.:

A resolution to authorize the Governor to appoint Commissioners for the Commonwealth of Kentucky for the purpose of conveying by deed a certain tract of land now owned by the Commonwealth of Kentucky, located in the county of Jefferson, in fee simple for the purpose of enabling the said county to construct a road thereon from the Jefferson turnpike road to the tomb of the late President Zachary Taylor.

Whereas, the Commonwealth of Kentucky is the owner in fee simple of the following described tract of land lying and being in the county of Jefferson, to-wit:

A tract of land in Jefferson county, Kentucky, beginning at a stone near the Jefferson turnpike road in Mrs. John Shanks' line and running thence with her line N. 33¾ W. 67 92/100 poles to a stake opposite the corner of the Taylor graveyard, thence with the line of the graveyard S. 56¼ W. 3 64/100 poles to a stake, thence S. 40 E. 15 67/100 poles to a stake, thence S. 33¾ E. 52 8/10 poles to a stake near said turnpike road, thence N. 41½ E. 2 8/10 poles to the beginning, containing 93/100 of an acre, more or less.

Having been conveyed to the Commonwealth of Kentucky by deed from George McCurdy, of Jefferson county, Ky., party of the first part, to Messrs. Hancock Taylor and A. Buford, commissioners for the Commonwealth of Kentucky, parties of the second part, dated the tenth day of November, 1881, and recorded in the office of the clerk of the Jefferson county court, in deed book 245, page 343; and,

Whereas, certain citizens and residents of the said county of Jefferson, including various clubs and civic organizations located therein have expressed a desire that a road should be constructed, permitting suitable and proper access from the Jefferson turnpike road to the tomb of the late President Zachary Taylor; and,

Whereas, the county commissioners of the said county of Jefferson have agreed to construct the said road provided that the said county shall own the above described tract of land; now, therefore,

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

That the Governor is hereby authorized to appoint two reputable citizens and residents of the county of Jefferson as commissioners for the Commonwealth of Kentucky, to convey on behalf of the Commonwealth of Kentucky to the county of Jefferson, all that tract or parcel of land hereinabove described, in fee simple, to the county commissioners of the county of Jefferson, for the use and benefit of said county, upon the express condition, which condition shall be the consideration expressed in the deed of conveyance, that the said county of Jefferson shall construct and maintain at all times a suitable roadway upon said tract of land, from the Jefferson turnpike road to the tomb of the late President Zachary Taylor, and providing therein that if and when the said county of Jefferson shall fail to construct and maintain the said road, upon demand of the Governor, the property so conveyed shall revert to the state of Kentucky.

Said resolution was then adopted.

The yeas and nays being taken thereon in accordance

with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	H. C. Duffy	G. W. Morgan
W. B. Ardery	Wm. M. Duncan	J. L. Morgan
T. H. Baker	J. O. Evans	Wm. J. Moore
A. J. Baldridge	H. M. Fultz	E. D. Morris
J. H. Baughman	O. C. Gartin	Chas. A. Nelson
L. D. Bax	T. H. Golden	F. V. Nunnelly
W. B. Belknap	J. E. Hadden	E. E. Palmore
Homer Beliles	W. R. Haselwood	J. J. Patterson
C. W. Bennett	J. W. Howard	H. A. Pulliam
J. E. Bickett	R. O. Huntsman	V. H. Redwine
S. A. Blackburn	J. Roy Johnson	J. E. Robbins
W. M. Boling	Hector Johnson	C. W. Ryans
W. J. Brandenburg	A. J. Jolly	G. W. Shadoan
Allen B. Cammack	H. J. Kegley	Lee L. Simons
R. J. Cain	T. H. King	W. M. Simpson
Sherman Chasteen	T. J. Knight	D. D. Thornberry
Lee Clark	Leon P. Lewis	W. S. Tinsley
F. W. Collings	Martin Light	M. E. Vaughan
J. L. Cushing	J. Will McFarlin	C. D. Vincent
J. R. Dorman	J. L. Manning	W. S. Wallen
E. J. Doss	J. W. Martin	E. C. Walker
G. L. Drury	E. B. Miller	W. D. Watkins

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Mr. Drury moved that the vote by which said resolution was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Golden, of the Committee on Enrollments, reported that they had examined and found correctly enrolled bills and a resolution of the following titles, viz.:

S. B. 424. An act to amend section 3891 of Carroll's Kentucky Statutes.

S. B. 354. An act to provide for the construction, reconstruction, maintenance, altering, repairing or changing of sewers in cities of the third class and to provide for the payment for same and creating a lien therefor upon the property benefited and to repeal subsection 8 of section 3290, Kentucky Statutes, relating thereto.

S. B. 372. An act to provide for a system for the licensing of teachers, supervisors, principals and superintendents in the public schools of this Commonwealth, and to more clearly define standards upon which such licenses are based and to define the duties of the State Board of Education, the Superintendent of Public Instruction, and the State Board of Examiners in connection with the examination of teachers for such licenses and the issuance, renewal, extension or validation of licenses for teachers, supervisors, principals and superintendents of schools of this Commonwealth and to expressly repeal sections 4369b-2, 4369b-4, 4386, 4501a-1, 4501a-2, 4501a-3, 4501a-4, 4501a-5, 4501a-6, 4501a-7, 4501a-8, 4503a-1, 4535a-32 and 4636a-14, Carroll's Kentucky Statutes, 1922 edition.

S. Res. 20. Resolution providing for furnishing Kentucky Directories.

Thereupon all other business was suspended, said bills and resolutions were severally read at length and compared in open session and found to be correctly enrolled. Thereupon the Speaker, in open session and in the presence of the House, affixed his signature thereto.

Ordered, that said bills and resolution be delivered to the Enrolling Clerk of the Senate.

At the instance of the Committee on Rules, the House

took up for consideration from the Orders of the Day a bill entitled:

S. B. 125. An act to repeal chapter 125 of the Acts of the General Assembly passed at the December session of 1841 and approved February 17, 1842, entitled, "An act to repeal all acts or parts of acts declaring Dix river a navigable stream, and for other purposes."

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That chapter 215 of the Acts of the General Assembly passed at the December session of 1841, and approved February 17, 1842, entitled, "An act to repeal all acts or parts of acts declaring Dix river a navigable stream, and for other purposes," be and the same is hereby repealed.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	W. B. Belknap	Allen B. Cammack
W. B. Ardery	J. E. Bickett	J. G. Campbell
T. H. Baker	S. A. Blackburn	R. J. Cain
A. J. Baldridge	W. M. Boling	Sherman Chasteen
J. H. Baughman	J. F. Bosworth	Lee Clark
L. D. Bax	W. J. Brandenburg	F. W. Collings

L. F. Coomes	T. J. Knight	J. J. Patterson
J. R. Dorman	John H. Lawson	H. A. Pulliam
E. J. Doss	I. T. Layman	V. H. Redwine
G. L. Drury	Oscar Leibson	J. E. Robbins
Wm. M. Duncan	Leon P. Lewis	G. W. Shadoan
J. O. Evans	Martin Light	W. M. Simpson
H. M. Fultz	J. T. Linton	Geo. W. Smith
O. C. Gartin	J. Will McFarlin	A. W. Stamper
T. H. Golden	R. D. McMurtry	H. Q. Thompson
J. E. Hadden	J. L. Manning	D. D. Thornberry
W. R. Haselwood	J. W. Martin	W. S. Tinsley
J. W. Howard	E. B. Miller	N. I. Toombs
R. O. Huntsman	G. W. Morgan	J. Wood Vance
L. J. Jeter	J. L. Morgan	M. E. Vaughan
Hector Johnson	Wm. J. Moore	C. D. Vincent
A. J. Jolly	E. D. Morris	W. S. Wallen
D. C. Jones	Chas. A. Nelson	E. C. Walker
H. J. Kegley	F. V. Nunnelly	C. Westerfield
T. H. King	E. E. Palmore	

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Resolved, that the title thereof be as aforesaid.

Mr. Drury moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 126. An act to amend and re-enact section 2 of chapter 115 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1906, entitled, "An act to require owners of dams across certain streams in this Commonwealth to construct and maintain fish ladders or roads across said dams, and providing penalties for failure so to do," which section 2 of said chapter is section 1392a-2 of Carroll's 1922 edition of Kentucky Statutes.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 2 of chapter 115 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1906, entitled, "An act to require owners of dams across certain streams in this Commonwealth to construct and maintain fish ladders or roads across said dams, and providing penalties for failure so to do," which section 2 of said chapter is section 1392a-2 of Carroll's 1922 edition of Kentucky Statutes, be and the same is hereby amended and re-enacted so that said section, when so amended and re-enacted, shall read as follows:

"This act shall not apply to locks and dams constructed across large rivers to facilitate navigation. Nor shall this act apply to dams constructed in streams for the purpose of generating, by water power, electricity for distribution and sale for light, heat, power or other purposes, where the height or type of such dam or dams is such that the erection and maintenance of fish ladders or roads thereover would not be effective for the purpose of allowing the passage of fish over said dams."

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee T. H. Baker A. J. Baldridge

J. H. Baughman	J. E. Hadden	J. L. Morgan
L. D. Bax	W. R. Haselwood	Wm. J. Moore
W. B. Belknap	J. W. Howard	E. D. Morris
Homer Beliles	R. O. Huntsman	Chas. A. Nelson
C. W. Bennett	L. J. Jeter	F. V. Nunnelly
J. E. Bickett	Hector Johnson	E. E. Palmore
S. A. Blackburn	J. Roy Johnson	J. J. Patterson
W. M. Boling	A. J. Jolly	G. L. Perryman
J. F. Bosworth	D. C. Jones	H. A. Pulliam
W. J. Brandenburg	H. J. Kegley	J. F. Reed
Allen B. Cammack	T. H. King	J. E. Robbins
J. G. Campbell	T. J. Knight	C. W. Ryans
R. J. Cain	John H. Lawson	G. W. Shadoan
Sherman Chasteen	I. T. Layman	Lee L. Simons
Lee Clark	Oscar Leibson	W. M. Simpson
F. W. Collings	Leon P. Lewis	Geo. W. Smith
J. L. Cushing	Martin Light	A. W. Stamper
B. F. Day	J. T. Linton	H. Q. Thompson
E. J. Doss	J. Will McFarlin	W. S. Tinsley
Wm. M. Duncan	R. D. McMurtry	N. I. Toombs
J. O. Evans	J. L. Manning	J. Wood Vance
H. M. Fultz	J. W. Martin	C. D. Vincent
O. C. Gartin	E. B. Miller	W. S. Wallen
T. H. Golden	G. W. Morgan	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Drury moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 127. An act to amend and re-enact chapter 116 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1906, entitled, "An act to prevent the obstruction

of navigable streams of this Commonwealth," which chapter is section 1392b of Carroll's 1922 edition of Kentucky Statutes.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That chapter 116 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1906 entitled, "An act to prevent obstruction of navigable streams of this Commonwealth," which chapter is section 1392b of Carroll's 1922 edition of Kentucky Statutes, be amended and re-enacted so that said section when so amended and re-enacted shall read as follows:

"That it shall be unlawful for any person to obstruct any stream or erect any dams below ten miles from the head of said streams in this Commonwealth, which is navigable for the running of push boats, floating of logs, staves or ties, by erecting any dams or other obstruction or refusing to remove same, which have heretofore been erected not in accordance with the statutes of this Commonwealth; and any person so offending shall, upon conviction be fined not less than fifty dollars and not more than five hundred dollars for each offense; but this act shall not apply to dams constructed in streams for the purpose of generating, by water power, electricity for distribution and sale for light, heat, power or other purposes."

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said

bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
W. B. Belknap
Homer Beliles
J. E. Bickett
S. A. Blackburn
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
J. L. Cushing
B. F. Day
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
J. O. Evans
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
L. J. Jeter
J. Roy Johnson
Hector Johnson
A. J. Jolly
D. C. Jones
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
J. Will McFarlin
R. D. McMurtry
J. L. Manning
J. W. Martin
G. W. Morgan
J. L. Morgan
Wm. J. Moore
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. E. Robbins
C. W. Ryans
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
C. D. Vincent
E. C. Walker
W. D. Watkins
F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Drury moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House

took up for consideration from the Orders of the Day a bill entitled:

S. B. 39. An act to provide for the relief of the needy blind in the counties.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the fiscal court or county commissioners of each of the counties in the state may levy, collect and disburse such sums of money from the general funds of their county as may be necessary to comply with the provisions of this act.

§ 2. That each county may contribute to the support of the needy blind adults in the county, a sum not to exceed $250.00 per annum, as herein provided, said sum to be known as (The Blind Relief), and payable quarterly in equal installments due in the month of February, May, August and November, on the first day thereof.

§ 3. That before any person shall be entitled to the benefits of this act, such person must have resided in the state of Kentucky not less than ten years, and in the county of his residence not less than five years next before application for relief is made. Such a needy blind person may thereafter file his application for relief in the office of the county court clerk, together with an affidavit sworn to by two reputable citizens of the county in which the applicant is a resident, in support of the facts contained in the application. The said county court clerk shall thereafter refer the applicant to the county or city physician, who shall diligently examine the eyes of the applicant, and report facts of the case to the county judge. If it is found that the applicant is destitute of useful vision, and otherwise eligible according to the pro-

visions of this act, as determined by the county judge, such judge may thereafter order the name of the applicant to be placed upon the list of the needy blind of his county.

§ 4. That no person shall be entitled to the relief herein provided who is a professional beggar, or who by manual labor, or by his or her skill or knowledge in any profession, trade or craft is able to earn any sum in excess of $400.00 per annum, or who receives a pension from the United States or any state or foreign government, or from any source which when added to his or her earnings will exceed the sum of $400.00, or who possesses property to the value of $2,500.00 or more, or who has an income from any source in excess of $400.00 per annum, or who is an inmate of any state, county or charitable institution within this state or any other state as determined by the county judge to whom such application has been referred by the examining physician as here provided.

Mr. Thompson offered the following amendment to said bill, viz.:

Amend S. B. 39 by inserting in section 2, line 2, of the printed bill after the words "per annum" and before the word "as," the words "to each such needy blind adult."

Said amendment was adopted.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed, as amended.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Wm. M. Duncan	Wm. J. Moore
W. B. Ardery	J. O. Evans	E. D. Morris
T. H. Baker	H. M. Fultz	Chas. A. Nelson
A. J. Baldridge	O. C. Gartin	E. E. Palmore
L. D. Bax	J. E. Hadden	J. J. Patterson
W. B. Belknap	W. R. Haselwood	G. L. Perryman
Homer Beliles	J. W. Howard	H. A. Pulliam
C. W. Bennett	Hector Johnson	V. H. Redwine
S. A. Blackburn	J. Roy Johnson	J. E. Robbins
W. M. Boling	A. J. Jolly	G. W. Shadoan
J. F. Bosworth	D. C. Jones	Lee L. Simons
W. J. Brandenburg	H. J. Kegley	W. M. Simpson
W. B. Bush	T. H. King	Geo. W. Smith
Allen B. Cammack	T. J. Knight	A. W. Stamper
J. G. Campbell	John H. Lawson	F. L. Strange
R. J. Cain	I. T. Layman	H. Q. Thompson
Sherman Chasteen	Oscar Leibson	D. D. Thornberry
Lee Clark	Leon P. Lewis	W. S. Tinsley
Sam Cole	Leroy Lewis	N. I. Toombs
F. W. Collings	Martin Light	J. Wood Vance
L. F. Coomes	J. Will McFarlin	M. E. Vaughan
J. L. Cushing	J. L. Manning	C. D. Vincent
B. F. Day	J. W. Martin	W. S. Wallen
J. R. Dorman	E. B. Miller	E. C. Walker
E. J. Doss	G. W. Morgan	C. Westerfield
G. L. Drury	J. L. Morgan	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Drury moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House

took up for consideration from the Orders of the Day a bill entitled:

S. B. 234. An act to amend section 2992 of the Kentucky Statutes relating to cities of the first class, providing for appeals from the action of the Board of Equalization.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 2992 of the Kentucky Statutes (Carroll's edition, 3rd vol.), be amended by striking therefrom the words "in all cases the action of the board shall be final," and inserting in lieu thereof the words: "but any taxpayer feeling himself aggrieved by any action of the board of equalization may appeal to the quarterly court within thirty days after the final adjournment of said board, by filing with the judge of said court a certified copy, under the hand of the city assessor, of the action of said board. He shall have the right to appeal from the decision of the quarterly court to the circuit court and then to the Court of Appeals, in the same manner that the law now allows appeals in civil cases. It shall be the duty of the city attorney to represent the board in all such suits pending before the quarterly or circuit court or the Court of Appeals. If the city assessor or the city attorney feels that the city has been aggrieved by the action of the board of equalization, or on account of the failure of said board to act, then either of said officers may appeal to the quarterly court by filing with the judge thereof a brief statement showing the action of the board of equalization, or stating wherein it failed to properly act. The quarterly court shall hear evidence and pass upon all such appeals and either of said officers may appeal to the circuit court and then to the Court of Appeals the same as in other civil cases. It shall be the duty of the

city attorney to represent the interets of the city in all such appeals in the quarterly, circuit court and Court of Appeals."

So that said section, when so amended, shall read as follows:

"Section 2992. Assessment Book to Remain Open—Correction of Errors.—The assessment books in the section named shall remain open in the assessor's office from the fifteenth to the thirtieth of November, and any one who thinks that his personal property, lands or improvements, or those in which he has an interest, though they be not assessed in his name, have been assessed beyond their value, may, before the last named day, file with the assessor his complaint, specifically describing the property claimed to be assessed beyond its value and the alleged excess. The board of equalization shall investigate all complaints duly filed, and shall, according to the justice of the case, approve, reduce or raise the assessment, when any complaint is heard by the board of equalization, whether the same is filed under this action or any other section of the Kentucky Statutes, the burden of proof shall be upon the person complaining to show that his property has been assessed beyond its value, or that he did not own the property sought to be assessed on the assessing date involved, as the case may be.

"If the board be of the opinion, on investigation, that any assessment is too low, it shall thereupon notify, the taxpayer, through the mail, stating the value which, in its judgment, shall be put upon the property involved, and fix a day for such taxpayer to appear before it, not earlier than five days, exclusive of Sundays and holidays, after the mailing of such notice. If the taxpayer should appear he shall be given an opportunity to show why the value suggested by the board is not correct, and the board shall thereupon fix the assessment of such property. If such taxpayer does not appear before the board at the time set, the board shall fix what in its judgment is the proper value of the property involved.

"But any taxpayer feeling himself aggrieved by any action of the board of equalization, may appeal to the quarterly court within thirty days after the final adjournment of said board, by filing with the judge of said court a certified copy, under the hand of the city assessor, of the action of said board. He shall have the right to appeal from the decision of the quarterly court to the circuit court and then to the Court of Appeals, in the same manner that the law now allows appeals in civil cases. It shall be the duty of the city attorney to represent the board in all such suits pending before the quarterly or circuit court or the Court of Appeals. If the city assessor, or the city attorney, feels that the city has been aggrieved by the action of the board of equalization, or on account of the failure of said board to act, then either of said officers may appeal to the quarterly court by filing with the judge thereof a brief statement showing the action of the board of equalization, or stating wherein it failed to properly act. The quarterly court shall hear evidence and pass upon all such appeals and either of said officers may appeal to the circuit court and then to the Court of Appeals the same as in other civil cases. It shall be the duty of the city attorney to represent the interests of the city in all such appeals in the quarterly, circuit court and Court of Appeals."

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
L. D. Bax
W. B. Belknap
C. W. Bennett
J. E. Bickett
S. A. Blackburn
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
J. G. Campbell
R. J. Cain
Lee Clark
Sam Cole
L. F. Coomes
J. L. Cushing
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
Hector Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
J. T. Linton
J. Will McFarlin
J. L. Manning
J. W. Martin
E. B. Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
J. F. Reed
J. E. Robbins
C. W. Ryans
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
W. S. Wallen
W. D. Watkins
C. Westerfield
F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Drury moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 20. An act to require the teaching of the Con-

stitution of the United States in the public and private schools of the state.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. In all public and private schools located within the state of Kentucky, commencing with the school year next ensuing after the passage of this act, there shall be given regular courses of instruction in the Constitution of the United States.

§ 2. Such instruction in the Constitution of the United States shall begin not later than the opening of eighth grade, and shall continue in the high school course, and in courses in state colleges, universities and the educational departments of the state and municipal institutions to an extent to be determined by the Superintendent of Public Instruction.

§ 3. This act shall become effective from and after its passage and approval, as provided by law, and all laws and parts of laws in conflict herewith are hereby repealed.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	T. H. Baker	L. D. Bax
W. B. Ardery	J. H. Baughman	Homer Beliles

C. W. Bennett	J. E. Hadden	E. D. Morris
J. E. Bickett	W. R. Haselwood	F. V. Nunnelly
W. M. Boling	J. W. Howard	E. E. Palmore
J. F. Bosworth	Hector Johnson	G. L. Perryman
W. J. Brandenburg	Hector Johnson	H. A. Pulliam
W. B. Bush	A. J. Jolly	V. H. Redwine
Allen B. Cammack	D. C. Jones	J. F. Reed
J. G. Campbell	H. J. Kegley	J. E. Robbins
R. J. Cain	T. H. King	C. W. Ryans
Lee Clark	John H. Lawson	G. W. Shadoan
Sam Cole	I. T. Layman	Lee L. Simons
F. W. Collings	Oscar Leibson	W. M. Simpson
L. F. Coomes	Leon P. Lewis	Geo. W. Smith
J. L. Cushing	Leroy Lewis	A. W. Stamper
B. F. Day	Martin Light	F. L. Strange
J. R. Dorman	J. T. Linton	H. Q. Thompson
E. J. Doss	J. Will McFarlin	D. D. Thornberry
G. L. Drury	R. D. McMurtry	W. S. Tinsley
H. C. Duffy	J. L. Manning	N. I. Toombs
Wm. M. Duncan	J. W. Martin	J. Wood Vance
J. O. Evans	E. B. Miller	C. D. Vincent
H. M. Fultz	G. W. Morgan	W. D. Watkins
O. C. Gartin	J. L. Morgan	C. Westerfield
T. H. Golden	Wm. J. Moore	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Drury moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 351. An act for the benefit of the Home for Incurables.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there is hereby appropriated out of any money in the treasury not otherwise appropriated the sum of ten thousand dollars per annum for two years, payable annually, for the benefit of the Home for Insurables, and the Auditor of Public Accounts be, and he is authorized and directed to draw his warrant upon the Treasurer annually for two years in favor of the treasurer of the Home for Incurables for the annual sum of ten thousand dollars; provided, that no part of said appropriation shall be paid unless there has been executed on the part of the Home for Incurables a bond to the Commonwealth of Kentucky with good and sufficient security, stipulating and providing that all of said sums of money so appropriated shall be applied to the purposes of the charter of the Home for Incurables, that is, to provide a home for persons who are residents of the state of Kentucky who are afflicted with incurable physical disability or disease, and have no means of support, and a failure to do so shall be a forfeiture of this appropriation. Said bond shall be approved by the Auditor of Public Accounts and kept as a record in his office; provided, also, if any part of said appropriation be not so applied, that all of such part thereof as may be unexpended shall be returned to and covered into the state treasury, and that the Home for Incurables shall, by its proper officers, make an annual, verified statement to and settlement with the Auditor of Public Accounts, showing when, where and how said funds and appropriations have been applied and disbursed.

The said Auditor is authorized to draw his warrant upon the Treasurer in favor of the treasurer of the Home for Incurables on the first day of June, 1924, for ten thousand dollars, and on the first day of June, 1925, for the sum of ten thousand dollars.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
S. A. Blackburn
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
R. J. Cain
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
E. J. Doss
H. C. Duffy
Wm. M. Duncan
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
J. W. Howard
L. J. Jeter
Hector Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
Oscar Leibson
Leon P. Lewis
Leroy Lewis
J. T. Linton
J. Will McFarlin
R. D. McMurtry
J. L. Manning
E. B. Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
V. H. Redwine
J. F. Reed
J. E. Robbins
C. W. Ryans
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
C. D. Vincent
W. S. Wallen
W. D. Watkins

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There voted in the negative—

J. W. Martin —1

Resolved, that the title thereof be as aforesaid.

Mr. Drury moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 3. An act to amend and re-enact chapter 42A, section 1599A, subsection 8 and subsection 1 of subsection 8 of Carroll's Kentucky Statutes, 1915 edition, entitled, "An act to establish a State Board of Embalming; defining the duties thereof, to provide for the better protection of life and health, and to prevent the spread of contagious diseases; to regulate the practice of embalming and undertaking in connection with the care and dsposition of the dead, and to provide a penalty for the violation thereof."

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 8 of chapter 32A, section 1599a be amended by striking out the word "ten" in line 7 in said section, and inserting in lieu thereof the word "twenty-five;" so that said subsection as amended will read:

"Application for License—Granting—Fees—Registering. —From and after the first day of July, 1904, every person at that time engaged, or desiring to engage, in the practice of embalming dead human bodies within the state of Kentucky, shall make a written application to the State Board of Embalming for a license, accompanying the same with a license fee of five dollars, and from and after July 1st, 1914,

with a license fee of twenty-five dollars, whereupon the applicant as aforesaid shall present himself or herself before said board at a time and place to be fixed by said board, and if the board shall find, upon due examination that the applicant is of good moral character, possessed of skill and knowledge of said science of embalming and the care and disposition of the dead, and has a reasonable knowledge of sanitation and the disinfection of bodies of deceased persons and the apartment, clothing and bedding in case of death from infectious or contagious diseases, the board shall issue to said applicant a license to practice said science of embalming and the care of and disposition of the dead, and shall register such applicant as a duly licensed embalmer. Such license shall be signed by a majority of the board and attested by its seal. All persons receiving a license under the provisions of this act shall have said license registered in the office of the board of health in the city, and where there is no board of health, with the clerk of the town or county seat in the jurisdiction of which it is proposed to carry on said practice, and shall display said license in a conspicuous place in the office or place of business of such licentiate. (Section as amended by act of 1914-454.)''

That subsection 1 of subsection 8a of chapter 42a, section 1599a be amended by striking out the figures $10.00 in line five in said subsection and inserting in lieu thereof the figures $25.00, so that said subsection as amended will read:

''(1) By Person Desiring to Engage in the Business of Undertaking—Granting—Fees—Registering.—Every person desiring to engage in the practice or business of undertaking shall make written application to the State Board of Embalming, accompanying the same with a license fee of $25.00, containing the name, age and place of business of the applicant, the length of time and the place or places where he has been employed as an assistant to an undertaker, name or names of such undertaker, showing that the applicant shall have served as an assistant to an undertaker, or been en-

gaged in the business of an undertaker for at least two years in the aggregate, that he is of good moral character, twenty-one years of age or over, accompanied with proof of such facts, by affidavit or otherwise, as may be required by the board, and if the board shall find, upon due examination, that the applicant has a reasonable knowledge of sanitation and disinfection of bodies of deceased persons whose death was caused by an infectious, contagious or communicable disease, and he has all the requirements and qualifications herein stated and has complied with all the rules and regulations of the board applying to undertakers, the board shall issue to said applicant a license to practice undertaking and thereupon register such applicant as a duly licensed undertaker. Said license shall be signed by a majority of the board and attested by its seal. All persons receiving a license under the provisions of this section shall have said license registered in the office of the board of health of the city, and where there is no board of health, by the clerk of the town or county court or registrar in the jurisdiction in which it is proposed to carry on the business or practice of undertaking and said license shall be displayed in a conspicuous place in the office of the licensee, but the application and examination herein provided for shall not be required by those actually engaged in the business of undertaking at the time this act as herein amended becomes effective."

As the State Board of Embalming of Kentucky is in need of funds in order that it may properly function and perform its duties as required by law and to enable it to become self-supporting without any appropriation out of the state funds for said purposes, an emergency is hereby declared to exist and this act shall take effect from and after its passage.

All laws or acts in conflict herewith are hereby repealed.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	J. E. Hadden	Wm. J. Moore
T. H. Baker	J. W. Howard	E. D. Morris
L. D. Bax	J. Roy Johnson	E. E. Palmore
C. W. Bennett	A. J. Jolly	J. J. Patterson
W. J. Brandenburg	D. C. Jones	V. H. Redwine
W. B. Bush	H. J. Kegley	J. E. Robbins
Allen B. Cammack	T. H. King	C. W. Ryans
R. J. Cain	John H. Lawson	G. W. Shadoan
Sherman Chasteen	Oscar Leibson	Lee L. Simons
Lee Clark	Leon P. Lewis	W. M. Simpson
Sam Cole	Leroy Lewis	Geo. W. Smith
F. W. Collings	Martin Light	H. Q. Thompson
L. F. Coomes	J. T. Linton	D. D. Thornberry
J. L. Cushing	J. Will McFarlin	W. S. Tinsley
J. R. Dorman	W. J. McMurry	N. I. Toombs
E. J. Doss	R. D. McMurtry	W. S. Wallen
Wm. M. Duncan	J. L. Manning	W. D. Watkins
O. C. Gartin	G. W. Morgan	C. Westerfield
T. H. Golden	J. L. Morgan	F. E. Wilson

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Those who voted in the negative were—

W. M. Boling	L. J. Jeter	Chas. A. Nelson

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Resolved, that the title thereof be as aforesaid.

Mr. Drury moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 123. An act to repeal and re-enact sections 2, 3 and 7 of an act concerning conveyances, approved March 23, 1910, being sections 502, 503 and 514 of chapter 29 of the Kentucky Statutes.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 2 of the aforesaid act, approved March 23, 1910, and being section 502 of chapter 29 of the Kentucky Statutes compiled by John D. Carroll, and issued in 1922, be and it is hereby repealed, and that there is hereby enacted in lieu thereof as follows:

"Deeds executed out of this state and within the United States (the term 'United States' to include the Hawaiian Islands, Porto Rico, Philippines, Alaska, the Virgin Islands, or any other territory or dependencies now held or hereafter acquired by the United States), by married women or other persons, may be admitted to record, when same shall be certified, under his seal of office, by the clerk of a court, or his deputy, or by a notary public, mayor of a city, or Secretary of State, or commissioner of this or said state authorized to take acknowledgment of deeds or by a justice of the peace of said state, under his seal or the seal of his court, or by a judge, under the seal of his court, to have been acknowledged or proved before him in the manner hereby required."

§ 2. That section 3 of said act, and being section 5I3

of said Kentucky Statutes, be and is hereby repealed and there is enacted in lieu thereof as follows:

"Deeds executed outside of the United States as defined in section 1 of this act, by married women or other persons, may be admitted to record when the same shall be certified, under his seal of office, by any foreign minister or consul (said term of 'consul' to include consul, vice consul, deputy consul, consular agent, consul general, vice consul general, or deputy consul general, or any other like official now a part of the consular service of the United States, or that may be hereafter included in the office of consul by the United States), or secretary of legation of the United States, or by the Secretary of Foreign Affairs, or by a notary public of a nation in which the acknowledgment is made, or the judge or clerk of a superior court of the nation where the deed shall be executed, to have been acknowledged or proven before him in the manner prescribed by law.

§ 3. Sction 7 of said act being section 514 of said Kentucky Statutes be and is hereby repealed and there is enacted in lieu thereof, as follows:

"No conveyance of real estate heretofore made by a married woman or other person shall be adjudged to be void or invalid because of a failure by the county clerk to incorporate in his certificate to such conveyance the indorsement of acknowledgment which may have been made by his deputy thereon. When acknowledgments to conveyances of real estate have heretofore been taken by a deputy clerk, and a note or memorandum thereof indorsed by him on such conveyance, and a certificate of such acknowledgment has been afterward written out by the principal clerk and signed by him as having been done by such deputy or as if the acknowledgment had been before such principal clerk, such conveyance and certificate, and the recording thereof, shall be held to be valid, although the note or memorandum made by the deputy may not have been copied into said certificate. And no conveyance of real estate heretofore made by a married woman

or other persons shall be adjudged to be void or invalid because the same was not certified, proven or lodged for record as heretofore required, provided the same was or is certified or proven in the manner prescribed by said act approved March 23, 1910, and by this act authorized.

§ 4. All laws or parts of laws in conflict herewith are hereby repealed to the extent of such conflict.

§ 5. Whereas, there are many titles to land in Kentucky that are now clouded, and the owners of such real estate are unable to dispose of, or obtain loans on their real estate, an emergency is hereby declared to exist, and this act shall take effect from and after its passage and approval by the Governor.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Lee Clark	J. W. Howard
T. H. Baker	Sam Cole	R. O. Huntsman
W. B. Belknap	F. W. Collings	Hector Johnson
Homer Beliles	J. L. Cushing	A. J. Jolly
C. W. Bennett	J. R. Dorman	H. J. Kegley
S. A. Blackburn	E. J. Doss	T. H. King
W. M. Boling	G. L. Drury	I. T. Layman
J. F. Bosworth	Wm. M. Duncan	Oscar Leibson
W. J. Brandenburg	J. O. Evans	Leon P. Lewis
Allen B. Cammack	H. M. Fultz	Leroy Lewis
J. G. Campbell	O. C. Gartin	J. L. Manning
R. J. Cain	T. H. Golden	J. W. Martin

E. B. Miller	G. L. Perryman	H. Q. Thompson
Harry Miller	H. A. Pulliam	D. D. Thornberry
G. W. Morgan	V. H. Redwine	W. S. Tinsley
J. L. Morgan	J. E. Robbins	N. I. Toombs
Wm. J. Moore	C. W. Ryans	J. Wood Vance
E. D. Morris	G. W. Shadoan	W. D. Watkins
Chas. A. Nelson	Lee L. Simons	C. Westerfield
E. E. Palmore	Geo. W. Smith	F. E. Wilson
J. J. Patterson	F. L. Strange	

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Those who voted in the negative were—

B. F. Day	J. Roy Johnson	John H. Lawson

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Resolved, that the title thereof be as aforesaid.

Mr. Drury moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 171. An act to amend an act entitled an act to amend the school laws of cities of the first class, approved March 15, 1912.

Said bill is as follows, viz:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the act entitled "An act to amend the school laws of cities of the first class," approved March 15, 1912,

being section 2978b of the Kentucky Statutes (Carroll's edition 1915), be amended by striking from section one thereof the words and sentence:

"No bond issue shall ever be for an amount exceeding the sum of one million dollars."

And inserting in lieu thereof the following:

"No bond issue shall ever be for an amount exceeding the sum of five million dollars."

So that said section of said Kentucky Statutes when and as amended shall read as follows:

"That in cities of the first class whenever the board of education shall deem it necessary for the proper accommodation of the schools of such city to purchase a site or sites or to erect school houses for the high schools or for the other schools, or to purchase land for the enlargement of existing school yards, or for any or all of these purposes, and the annual funds raised from other sources are not sufficient to accomplish said purpose or purposes, and it shall deem a bond issue to be necessary therefor, said board shall make a careful estimate of the probable amount of money required for such purpose or purposes and it shall certify to the general council of said city the fact that an election for an issue of bonds for school improvements should be held together with the amount of money for which bonds shall be issued and the purpose or purposes to which the proceeds thereof shall be applied. It shall thereupon be the duty of the general council to adopt an ordinance submitting to the qualified voters of the city at the next regular municipal election the question whether bonds of the city to the amount specified shall be issued for school improvement purposes. The bonds so issued shall be designated as "School Improvement Bonds," and the ordinance shall provide the date and maturity of such bonds, the rate of interest they shall bear, and the total amount to be issued, and the ordinance shall also contain the necessary details in reference to the execution and delivery of said bonds, their denominations, coupons to be annexed,

tax to be levied to pay the interest and a sinking fund to retire such bonds at maturity. No bond issue shall ever be for an amount exceeding the sum of five million dollars. The question to be submitted shall be so framed that the voter may by his vote answer for or against the issue of bonds.

It shall be the duty of the mayor of the city to see to it that all proper steps are taken to secure a vote of the people upon the question, conforming, as far as applicable, to the proceedings in case of an election for members of the board of education in cities of the first class. If the voters of the city shall determine that such bonds shall be issued, they shall, when so issued, be placed under the control of the board of education, who shall determine when and at which price and how they shall be sold:

Provided, that no such bond shall be sold for less than par, and provided further, that any premium which may be obtained from said bonds shall constitute a part of the sinking fund for their ultimate retirement. As the bonds are sold their proceeds shall be placed to the credit of the board in the same depositories which are selected for its other funds, but shall be kept in a separate account and shall be used only for the purpose for which the bonds were issued.

It shall be the duty of the general council to levy annually in its tax levy a rate that will raise a sum that shall be sufficient to pay the interest and create a sinking fund for the payment of the bonds at maturity. The said bonds, principal and interest shall be a charge upon the sinking fund of said city, and it shall be entitled to have the annual tax that shall be levied as aforesaid."

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Wm. M. Duncan	J. L. Morgan
T. H. Baker	J. O. Evans	E. D. Morris
A. J. Baldridge	O. C. Gartin	F. V. Nunnelly
J. H. Baughman	J. E. Hadden	J. J. Patterson
L. D. Bax	J. W. Howard	G. L. Perryman
W. B. Belknap	L. J. Jeter	V. H. Redwine
J. E. Bickett	J. Roy Johnson	J. F. Reed
S. A. Blackburn	H. J. Kegley	C. W. Ryans
W. M. Boling	T. H. King	Lee L. Simons
W. J. Brandenburg	I. T. Layman	W. M. Simpson
Allen B. Cammack	Oscar Leibson	F. L. Strange
J. G. Campbell	Leon P. Lewis	H. Q. Thompson
Lee Clark	Leroy Lewis	D. D. Thornberry
Sam Cole	Martin Light	W. S. Tinsley
F. W. Collings	J. T. Linton	N. I. Toombs
L. F. Coomes	R. D. McMurtry	J. Wood Vance
B. F. Day	J. W. Martin	C. D. Vincent
J. R. Dorman	E. B. Miller	E. C. Walker
E. J. Doss	Harry Miller	
G. L. Drury	G. W. Morgan	

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Resolved, that the title thereof be as aforesaid.

Mr. Drury moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

Mr. Drury moved that the House do now recess until one-thirty o'clock p. m.

Said motion was agreed to.

And then the House recessed.

AFTERNOON SESSION

The hour of one-thirty o'clock p. m. having arrived, the Speaker resumed the Chair and called the House to order.

A message was received from the Senate announcing that they had passed bills which originated in this House of the following titles, viz.:

H. B. 373. An act relating to idiots and lunatics.

H. B. 462. An act to exempt from jury service members of city and county boards of education; and also the executive officers, superintendents, principals, teachers and other employees of such boards of education while the common schools are in session.

Ordered that said bills be delivered to the Enrolling Clerk of this House.

At the instance of the Committee on Rules, the House took up for consideration from the Calendar, bills of the following titles, viz.:

S. B. 121. An act relating to elections and to amend and re-enact subsection 3 of section 1596A, section 1484, and section 1470, of Chapter 41, Kentucky Statutes, Carroll's edition, 1915.

S. B. 259. An act authorizing the Clark County Construction Company, a corporation, created and existing under the laws of Kentucky, to sue the State of Kentucky and the State Highway Commission of the State of Kentucky.

S. B. 376. An act to safeguard the distribution and sale of certain dangerous caustic or corrosive acids, alkalis, and other substances in the State of Kentucky.

S. B. 78. An act making it unlawful for any person or persons to smuggle or pass firearms, deadly weapons, or other articles or written, printed or verbal messages in to persons imprisoned in the penal institutions of the State, and making it unlawful for any person or persons to carry out from such prisoner any article or message for the purpose of mailing or delivery, without first securing permission of the proper authorities, and prescribing penalties for the violation thereof.

S. B. 224. An enabling act, for West Kentucky Industrial School to pay account to Central School Supply Company.

S. B. 233. An act permitting and providing for the original construction or reconstruction of sidewalks and curbings on boulevards, parkways and other park property in cities of the first class; providing the manner in which such construction or reconstruction shall be made under the board of public works and prescribing the method by which the cost thereof shall be apportioned against the property fronting such improvements.

S. B. 306. An act creating a Kentucky State Park Commission.

S. B. 219. An act making it unlawful to sell, expose for sale, give away, or give away as a prize or reward, any toy pistol, or other device for the purpose of exploding blank cartridges containing fulminates or other explosive compound.

S. B. 370. An act to amend an act approved March 20, 1922, and being chapter 22 of the Acts of 1922.

S. B. 313. An act to amend and re-enact an act entitled

"An act relating to the drainage and the prevention of overflow of lands, towns, cities, roads, streets, the establishment, organization and maintenance of drainage, levee, and reclamation districts, the construction and maintenance of public ditches, canals, drains, sewers, dams, levees, and the straightening, widening, deepening, enlarging and otherwise improving public ditches, drains, creeks, rivers or other streams, prescribing the method of procedure, the levying and collection of assessments for the payment of the costs and expense of establishing and organizing such districts, the construction of such improvements, creating and incorporating boards of drainage commissioners, and prescribing the duties of commissioners and other officers and employes, and providing for the payment of such officers and employes performing duties; the issuing and selling of district bonds, with which to secure funds with which to defray the cost and expenses of improvements hereunder." Approved by the Governor March 26, 1918, being Chapter 64 of the Acts of 1918.

S. B. 144. An act to amend section 1, subdivision 1, article 4, chapter 22, of the Acts of 1916, being an act entitled "An act relating to revenue and taxation" and being section 4077 of Carroll's Kentucky Statutes, sixth edition, 1922."

S. B. 362. An act to authorize and empower the State Highway Commission, in its discretion, to reimburse the Kentucky Coal and Electro-Chemical Company in a fair and reasonable amount to be determined by the State Highway Commission for construction work done, and services and material furnished by said company, in the construction of certain sections of the highway leading from Somerset, Kentucky, to London, Kentucky, as a part of the State primary system; and to pay for same out of the State road fund.

S. B. 271. An act to provide for the expenses of the Insurance Department.

S. Res. 12. Joint resolution providing for investigating and auditing of all of the accounts, letting of contracts and all other matters had by the State Highway Commission.

S. B. 343. An act for the benefit of Mary E. Cunningham, whose husband, Hodge G. Cunningham, lost his life in the performance of a public service, and leaving the said Mary E. Cunningham as his widow and leaving also two minor children.

S. B. 347. An act relating to the establishment of graded common schools.

S. B. 368. An act for the benefit of Mrs. William Gilbert, whose husband lost his life in the performance of a public service, and leaving the said Mrs. William Gilbert as his widow.

S. B. 345. An act for the benefit of Mary Mattingly, whose husband, V. B. Mattingly, lost his life in the performance of a public service, and leaving the said Mary Mattingly as his widow.

S. B. 282. An act amending and re-enacting section 1224, Kentucky Statutes, relating to and providing a penalty for shooting from ambush.

S. B. 283. An act to provide wash rooms, in certain employments to protect the health of employes, and secure public comfort.

S. B. 402. An act to provide for and regulate the publication, sale and distribution of opinions of the Court of Appeals, as Kentucky Reports and Advance Sheets; and to repeal and re-enact subsections 3, 4, 5, 6, 7, 9 and 10 of section 955a, Kentucky Statutes, Carroll's edition 1122, relating to

the publication, sale and distribution of the opinions of the Court of Appeals of Kentucky, commonly called Kentucky Reports and Advance Sheets and to repeal section 2429, Kentucky Statutes, Carroll's 1922 edition, relating to reports to be made by clerks of courts respecting lists of volumes of reports on hands; and to repeal and re-enact section 2426, Kentucky Statutes, Carroll's edition 1922, relating to the distribution of the Kentucky Reports and designating the persons entitled to free copies thereof, and requiring of the county attorney bond to the Commonwealth for the safe keeping and preservation of said books for use in his office.

S. B. 299. An act relating to public health; amending, revising and re-enacting chapter 111 of the acts of the General Assembly of 1922; being section 4711b of the Kentucky Statutes, Carroll's 1915 edition; and also amending, revising and re-enacting section 4 of chapter 65 of the acts of the General Assembly of 1918, being an act entitled "An act relating to public health, repealing, amending and re-enacting sections 2054, 2059, 2060 and 2061 of the Kentucky Statutes, Carroll's edition of 1915, relating to the State Board of Health, creating bureaus within said board to perform the functions of the existing State Tuberculosis Commission, the Hotel Inspector, the Pure Food and Drug Division of the Agricultural Experiment Station, and for other purposes, creating county and district departments of health and providing and limiting appropriations of the State Board of Health and further defining its powers and duties;" and providing State aid for acquisition, construction, equipment, operation and maintenance of Tuberculosis District Sanatoria in this Commonwealth, and in making improvements, betterments and additions thereto; and repealing all laws in conflict.

S. B. 386. An act to repeal, clarify, amend, and enact sections of laws relating to the management and control of school districts, graded districts, repealing chapter 45, Acts of 1920,

and sections 4100, 4101, 4420a-2, 4420a-3, 4484, Acts of 1922, and sections 4431 and 4432, 4426a-3, 5, 6 and 9, Kentucky Statutes, and 4458, 4463b and intervening sections of Kentucky Statutes and section 5 of chapter 138, Acts of 1918.

S. B. 232. An act to amend section 199a-2, chapter 12a of the Kentucky Statutes (Carroll's Kentucky Statutes, sixth edition, 1922), relating to burial associations.

S. B. 443. An act to amend and re-enact section 1155.

S. B. 454. An act to amend and re-enact section 497, subsection 1 of the Civil Code of Practice.

S. B. 60. An act to amend section 506, Kentucky Statutes, 1922 edition, which same related to conveyance of real and personal estate.

S. B. 318. An act establishing as a part of the system of State primary roads, a road leading from Hogenville, in Larue County, to Campbellsville in Taylor County, via Jericho, Malt, Hibernia and Badger, and following as nearly as practicable the old Hogenville and Buffalo turnpike and Hogenville and Campbellsville road, but passing said points, said road to be known and designated as project 41½.

S. B. 427. An act relating to roads and highways.

S. B. 460. An act to make the road from Mayfield to Wickliffe by way of Lowes a part of the primary system of State highways.

S. B. 374. An act to repeal and re-enact project 22 of section 5 of chapter 17 of the Acts of 1920 relating to roads and bridges.

S. B. 418. An act to amend section 5 of chapter 1u of the acts of the General Assembly of 1920 which is now section 4356t-5 of Kentucky Statutes, by Carroll, 1922 edition, relating to roads and bridges and establishing a system of primary roads for the State of Kentucky and making provisions for the establishment, construction and maintenance of same.

S. B. 441. An act relating to roads and bridges.

S. B. 442. An act relating to roads and bridges and amending chapter 1y of the acts of the General Assembly of 1920.

S. B. 417. An act to add to project 24 in Pulaski County and including in the State primary system of roads, the route from Somerset to Corbin in Whitley County by the way of Mt. Victory.

S. B. 461. An act to amend project 11 of section 5 of chapter 17 of the acts of the General Assembly of 1920 relating to roads and bridges and providing for the establishment and designation of a primary system of State highways.

S. B. 462. An act to make the road from Mayfield to Benton by way of Symsonia a part of the primary system of State highways.

S. B. 463. An act to amend chapter 17 of the Acts of 1920, relating to roads and highways.

S. B. 459. An act relating to roads and bridges and amending chapter 17 of the acts of the General Assembly of Kentucky of 1920 by adding thereto as project — extending from Greensburg to Burksville via Milltown and Gradyville.

S. B. 276. An act establishing as a part of the primary system of State highways a road from Harrodsburg, Mercer

County, via Burgin across Dix River at King's Mill (or Kennedy's Mill as now known), to Buena Vista, in Garrard County, and there intersecting the State primary road from Nicholasville to Lancaster, Kentucky to Kentucky-Tennessee State line near Huntersville, and designating said road as project 23A.

S. B. 260. An act further regulating the duties, fees and salaries of county attorneys in the Commonwealth of Kentucky, and prescribing penalties for their violations hereof.

S. B. 65. An act to amend an act, chapter 35, Acts of 1916, entitled "An act to prohibit the buying or selling of patients by physicians or surgeons or other persons and defining what shall constitute buying or selling of patients, and fixing the punishment for violation of this act."

S. B. 267. An act relating to roads and bridges, and amending chapter 17, acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project — extending from Crab Orchard to Berea.

S. B. 478. An act to amend and re-enact section 9, chapter 17 of the Acts of 1920, creating the Department of State Roads and Highways and adding Jamestown as a center of construction.

S. B. 476. An act to create and defining road project 7½ as a part of the primary system of State highways in this Commonwealth.

S. B. 473. An act establishing and creating as a part of the primary system of roads, Acts of 1920, chapter 17, the road leading from Jamestown, Russell County, to Monticello, Wayne County, via Horseshoe Bottom and Parnell, and designating said road as preject —.

S. B. 472. An act to amend and re-enact section 9, chapter 17 of the Acts of 1920, relating to roads and highways by adding to said section the town of Williamsburg as a construction center.

S. B. 471. An act to establish as a part of the primary system of State highways, the road leading from Munfordville in Hart County to Hodgenville in Larue County, via Hammonsville, Tanner and Mather Mill, and designating same as project 11½.

S. B. 470. An act relating to roads and bridges and highways.

S. B. 464. An act relating to roads and bridges and establishing a new project to be a part of the State primary system of roads from Marion to Benton via Eddyville.

Ordered that said bills be read the second time.

The constitutional provision as to the second reading of said bills at length being dispensed with, they were read the second time by their titles, placed in the Orders of the Day.

Mr. Golden of the Committee on Enrollment reported that they had examined and found correctly enrolled, bills which originated in this House of the following titles, viz.:

H. B. 72. An act to amend section 5 of chapter 17 of the acts of the General Assembly of Kentucky of 1920, which is now section 4356t-5 of Kentucky Statutes by Carroll, 1922 edition, relating to roads and bridges and establishing a system of primary roads for the State of Kentucky and making pro-

visions for the establisment, construction and maintenance of the same.

H. B. 274. An act establishing a road from a point on project No. 6 at or near the mouth of Laurel Creek, Boyd County, Ky., to a point on project No. 47 at Cannonsburg, Boyd County, Ky., and designating said road project as project No. 6½.

H. B. 73. An act relating to public roads and highways.

H. B. 377. An act to amend section 5 of chapter 7 of the acts of the General Assembly of 1920, relating to roads and bridges.

H. B. 522. An act to amend chapter 82, Acts 1922, entitled "An act to amend chapter 17, Acts of the General Assembly of 1920, as approved by the Governor March 16, 1920, relating to roads and bridges and creating Department of State Roads, Highways, &c.

H. B. 96. An act relating to roads and highways.

H. B. 527. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly 1920.

H. B. 502. An act establishing as a part of the primary system of State highways of the Commonwealth of Kentucky, a road running from Ghent, Carroll County, Kentucky, in Owen County, Kentucky, and designating said road as project No. 13A.

H. B. 411. An act relating to roads and highways, making the Russellville and Morgantown road part of State primary system.

H. B. 537. An act establishing as a part of the primary system of State highways a road running from Campbellsville, Ky., via Cain Valley, Columbia, via Crocus, via Creelsboro to Albany in Clinton County, Kentucky, and designating said road as project No. —

H. B. 481. An act establishing and making the road leading from Owensboro, via Utica, Livia, Nuckols, Livermore and Island to South Carrollton, a part of the primary system of State highways of the Commonwealth of Kentucky, and designating said road as project No. —

H. B. 160. An act relating to roads and bridges and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. — extending from Willow via Holton's Corner and Double Beach to Falmouth.

H. B. 297. An act to amend chapter 79 of the General Assembly of 1922, as approved by the Governor, March 23, 1922, entitled: "An act establishing a road running from Barbourville, Knox County, Kentucky, via Loudon, via Williamsburg, via Bond-Jellico, via Jellico Creek, via crossroads to Pine Knott, in McCreary County, Kentucky, as a State primary road, and designating said road as project No. 22A."

H. B. 154. An act amending chapter 17 of the Acts of 1920, and creating project No. — extending from Shawneetown, Ill., through Morganfield, Boxville and Tilden to an intersection with project No. 2 of said chapter 17.

H. B. 413. An act to amend and extend chapter 17 of the Acts of 1920 so as to include in the primary system of State highways the road from Stanton, Ky., via Clay City to Mt. Sterling, Ky.

H. B. 157. An act establishing and making the road leading from Williamsburg via Red Bird on Cumberland River to Cumberland Falls, a part of the primary system of State highways of the Commonwealth of Kentucky, and designating said road as project No. —.

H. B. 412. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges.

H. B. 473. An act establishing as a part of the system of State primary roads, a road leading from Hodgenville, in Larue County, to Campbellsville, in Taylor County, via Jericho, Malt, Hibernia and Badger, and following as nearly as practicable the old Hodgenville and Buffalo turnpike and Hodgenville and Campbellsville road, but passing said points, said road to be known and designated as project No. 41½.

H. B. 546. An act reating to roads and bridges and establishing a new project to be a part of the State primary system of roads, from Hyden, Leslie County to connect with the Manchester, Red Bird, Pineville project at or near Beverly.

H. B. 344. An act to repeal and re-enact project No. 20, of section 5 of chapter 17 of the Acts of 1920, relating to roads and bridges.

H. B. 39. An act establishing as a part of the primary system of State highways a road from Beattyville, Lee County, via Zachariah, to Pine Bridge, Wolfe County, and thereby intersecting the State primary road from Stanton to Campton and designating said road as project No. 31A.

H. B. 510. An act establishing as a part of the primary system of State highways, a road leading from the point of

intersection of Hodgenville and Sonora road with the Dixie Highway, project No. 3, in Hardin County, to Hodgenville in Larue County, following as nearly as practicable the said Hodgenville and Sonora road, and designating same as project No. 3½.

H. B. 325. An act relating to roads and highways.

H. B. 494. An act establishing road leading from Longridge to Cherry Grove by Jonesville, Downingsville, Stewartsville, Heekin to Cherry Grove.

H. B. 541. An act relating to roads and bridges, establishing a road from the Rockcastle River Bridge, at the place where the Dixie Highway crosses said river to McKee.

H. B. 540. An act to amend section five of chapter seventeen of the acts of the General Assembly of 1920, which is now section 4356t-5, of Kentucky Statutes, by Carroll, 1922 edition, relating to roads and bridges and establishing a system of primary roads for the State of Kentucky and making provisions for the establishment, construction and maintenance of the same.

H. B. 324. An act to amend section five chapter seventeen of the Acts of the General Assembly of nineteen and twenty, relating to roads and highways.

H. B. 501. An act establishing as a part of the primary system of State highways of the Commonwealth of Kentucky, a road running from Carrollton, Carroll County, Kentucky, via the Little Kentucky River and Hardy Creek, to Bedford, Trimble County, Kentucky, and designating said road as project No. 13B.

H. B. 189. An act relating to roads and highways.

Thereupon all other business was suspended, said bills were severally read at length and compared in open session and found to be correctly enrolled. Thereupon the speaker in open session and in the presence of the House affixed his signatures thereto.

Ordered that the Enrolling Clerk deliver said bills to the Senate.

After a time the Enrolling Clerk delivered the original and enrolled copies of said bills, duly signed by the President of the Senate into the possession of the Chief Clerk of this House.

Ordered that the Chief Clerk deliver said bills to the Governor.

After a time the Chief Clerk reported that he had discharged that duty.

A message was received from the Senate announcing that they had passed bills which originated in this House, of the following titles, viz.:

H. B. 104. An act prescribing the effect of appeals from orders or judgments of trial courts on motions to quash process or officers return thereon.

H. B. 175. An act appropriating money to pay certain expenses authorized by the State Registration Board, created by act of the General Assembly of 1922, and which act was later declared invalid by the courts, but only after said expenses had been incurred in good faith and the work directed had been performed.

H. B. 277. An act to provide for the establishment and maintenance of a sub-experiment station of the agricultural

experiment station of the University of Kentucky, near Princeton, in Caldwell County, designating and prescribing the name and the purpose thereof and appropriating the sum of twenty thousand dollars ($20,000.00) annually for the operation and maintenance of said sub-experiment station and providing the manner in which the appropriation is to be paid.

H. B. 220. An act to prohibit trespassing upon railroads, trains, engines and cars, to prevent interference with the air-brakes and couplings on same, and repealing section 805 of Carroll's Kentucky Statutes, 1922 edition.

H. B. 439. An act to repeal section 1 of chapter 12, Acts of 1910 and to provide for appointment of a reporter of Court of Appeals and Clerk to Reporter and to fix their compensation.

H. B. 60. An act to repeal and re-enact section 3845, Kentucky Statutes, 1915 edition, relating to personal representatives.

H. B. 372. An act to repeal and re-enact section 75 of Carroll's Criminal Code of Practice, sixth edition, 1919.

H. B. 338. An act to increase the compensation of the clerical assistants of the judges and of each commissioner of the Court of Appeals and for that purpose to amend section 962a of the Kentucky Statutes, edition of John D. Carroll of 1915.

H. B. 201. An act to provide for the care and treatment of crippled children and to create a commission to carry out the provisions of this act and to provide funds to defray the expenses incident to such care and treatment and declaring an emergency.

Ordered that said bills be delivered to the Enrolling Clerk.

A message was received from the Senate announcing that they had passed bills which originatet in this House of the following titles, viz.:

H. B. 185. An act to repeal and re-enact an act approved March 23, 1910, entitled "An act to amend section 1884 of chapter 52 of the Kentucky Statutes, Carroll's edition, 1909, entitled "fiscal courts."

H. B. 359. An act making an appropriation for completing the monument on the birthplace of Jefferson Davis at Fairview, Kentucky.

Ordered that said bills be delivered to the Enrolling Clerk.

A message was received from the Senate announcing that they had passed a bill which originated in this House, entitled:

H. B. 194. An act to regulate the charitable and eleemosynary institutions of this Commonwealth; to create a bipartisan board of commissioners for the management and supervision of the charitable and eleemosynary institutions of this Commonwealth; to vest in said board ample power, including all powers now vested by law in the State Board of Charities and Corrections in so far as such powers pertain to the charitable institutions of this Commonwealth and not inconsistent with this act; to repeal all other acts and parts of acts in conflict with this act; to abolish the office of Commissioner of Public Institutions and to terminate the term of office of the Commissioner of Public Institutions, and create the office of General Superintendent of Institutions.

(For bill see Journal of March 12.)

Together with an amendment thereto by way of substitute therefor.

Said substitute is as follows, viz.:

An act to regulate the charitable and eleemosynary institutions of this Commonwealth; to create a bi-partisan board of commissioners for the management and supervision of the charitable and eleemosynary institutions of this Commonwealth; to vest in said board ample power, including all powers now vested by law in the State Board of Charities and Corrections in so far as such powers pertain to the charitable institutions of this Commonwealth and not inconsistent with this act; to create the Kentucky Board of Charities; to repeal chapter 7 of Session Acts of 1920; to repeal all other acts and parts of acts in conflict with this act; to abolish the State Board of Charities and Corrections and to terminate the terms of office of the members of said board; to abolish the office of Commissioner of Public Institutions and to terminate the term of office of the Commissioner of Public Institutions.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby created a board to be composed of four members, all of whom shall be residents of the State of Kentucky, and not less than thirty years of age, and who shall possess the qualifications provided in the Constitution of Kentucky for a State Senator.

The members of the board shall be appointed by the Governor by and with the consent of the Senate, one for a period of one year, one for a period of two years, one for a period of three years, and one for a period of four years from the date of appointment, unless sooner removed for cause, and

thereafter all appointments, except to fill a vacancy caused by death, resignation or removal, shall be for a full term of four years.

Two members of said board shall always be selected from the political party which polled the largest number of votes in the last preceding gubernational election before said appointment, and the other two members from the poltical party casting the next largest number of votes in said election.

The purpose of this act is to make said board of commissioners bi-partisan.

Women members of said board shall possess all the qualifications of a State Senator, except that she shall have been a voter in this State continuously only so long as women have been by law permitted to vote. Said board shall be styled The Kentucky Board of Charity, and the members thereof shall receive an annual salary of $3,000.00 per year and their actual and necessary traveling expenses while in the discharge of their official duties; said salary to be paid monthly on warrants drawn by the State Auditor in favor of each Commissioner on the State Treasurer for such salary, as other State officers are paid.

§ 2. The board hereby created is vested with authority and shall exercise all the powers and privileges and discharge all the duties, in so far as it pertains to the charitable institutions of this Commonwealth, now vested by law in the State Board of Charities and Corrections, and as heretofore vested by law in the State Board of Control, and the Board of Managers of the House of Reform for Girls, in so far as said powers and privileges are not inconsistent with this act.

The State Board of Charities and Corrections is hereby abolished and the terms of the offices of the present members are hereby terminated. The office of Commissioner of Public Institutions is hereby abolished and the term of office of the Commissioner of Public Institutions is hereby terminated.

The institutions hereby placed under the control and management of the Kentucky Board of Charities shall be the

Eastern State Hospital, at Lexington, the Central State Hospital, at Lakeland, the Western State Hospital, at Hopkinsville, and the Feeble-Minded Institute, at Frankfort.

§ 3. It is the purpose of this act to establish a broad, humane and practical policy by the State in the custody, care, treatment and cure of all persons hereafter committed to the institutions under this board for treatment on account of mental infirmities, lunacy or feeble-minded; to so direct the expenditure of public funds that waste and extravagance as far as possible may be eliminated, and economy exercised with due regard alike to the needs of the wards of the State and the interest of the Commonwealth, and to restore as far as possible the physical and mental health of those committed to these institutions and to employ them in such occupations and at such labor as will improve their health and assist in bearing the expense of their maintenance.

It shall be the duty of the members of the board and the officers and employes employed by them to study the sources and causes of mental delinquency and insanity, and as far as possible to suggest and to put into effect such remedial measures as may be of benefit to the Commonwealth and those entrusted to its care in the institutions under control of the board.

The board, at its discretion, may investigate by the whole board, or by a committee of its members, the management, the methods and the work of any benevolent or charitable institutions or associations other than those directed under its control and management that are supported in whole or in part by State funds; the board or a committee making such investigations shall have power to send for persons and papers, and to administer oaths; the report of any investigation with the testimony shall be made to the Governor, and shall be submitted by him, with his suggestions, to the General Assembly.

In any matter affecting the general health or sanitation of any of the institutions under its control, the board shall

call upon the State Board of Health for advice and assistance, and the State Board of Health shall render such assistance without delay, and without expense to the board. In like manner, all other State departments, including the various departments of the University of Kentucky, shall, when request therefor is made by said board, extend in their several fields of service such advice and assistance as they may be able to give.

§ 4. Before entering upon the discharge of his or her duties, each Commissioner shall take the oath of office required of other State officers, a record of which shall be entered upon the executive journal in the Governor's office and shall be required to execute a bond to the Commonwealth of Kentucky in the sum of $25,000, and shall give as surety thereon a solvent surety company to be approved by the Governor; the premiums on said bond to be paid by the State. Said bond to be sufficient must be approved by the Governor and filed in the office of the Secretary of State. The Governor may, after hearing, remove any member of the board for cause to be stated in writing, such member to be served with notice of the cause of his removal and be granted an opportunity to be heard before such removal. Vacancies in the board shall be filled by the Governor subject to the approval of the Senate.

§ 5. The board shall be provided with suitable officers at the State Capitol, which offices at all times during office hours, to be in charge of a member of the board or its secretary or stenographer.

§ 6. The board shall meet at least once a month at the State Capitol, and once a month at each of the institutions under its control. The board shall annually elect one of its members a chairman. The board shall adopt such by-laws and regulations for the transaction of its own business and the management of its affairs, and for the management of the institutions under its charge as it may consider expedient and as are not inconsistent with law. The board shall keep a

record of all of its proceedings and of all receipts and disbursements made under its management, which record shall be open at all times to the inspection of the Governor, State Auditor, State Treasurer, or a committee of the Legislature, or may be inspected by any person appointed by either the Governor or the Legislative Committee to inspect them.

§ 7. It shall be the duty of the board to appoint a secretary at an annual salary not in excess of $2,000 per year, and shall also appoint for each hospital a medical superintendent, a first, second and third assistant physician and an engineer, and any other officer that may now be provided for by law, and shall in addition thereto appoint the necessary hospital attendants, or teachers. Each superintendent shall receive an annual salary of $3,000, payable monthly, and shall reside in the residence at the institution provided for the superintendent and his immediate family, and shall receive in addition thereto his maintenance. The first assistant physician shall receive $2,400 per year, payable monthly; the second assistant physician shall receive $2,000 per year, payable monthly, and the third assistant physician shall receive $1,800 per year, payable monthly. The engineer shall receive $1,800 per year, payable monthly, and the attendants shall receive monthly not more than is now paid such attendants.

The physicians and engineer shall reside at their respective institutions and be entitled to receive their maintenance in addition to their respective salaries.

The board may appoint a stenographer at a salary not to exceed $900 per year.

§ 8. The board having in mind the welfare of the inmates of the several institutions under its control, and the interests of the Commonwealth, shall encourage the employment in every proper way of said inmates in such ways as shall contribute to their physical and moral improvement, and to the cost of their maintenance, and to this end the board shall have authority to utilize the product of such inmate labor in the upkeep or maintenance of the respective insti-

tutions or for other departments of the State government and to transfer from one institution to another, or otherwise dispose of as may in its judgment be best any surplus products thus produced. The superintendent at each institution may, with the approval of the board, make any and all agreements necessry to provide occupational training and industries for the inmates of the several institutions and for the disposition of the products produced.

§ 9. The board shall have constantly in mind the economical management of the institutions under its control and shall have the authority to abolish any office at any of the institutions not necessary, and may decline to fill an office if such officer is not required.

The board shall be authorized to employ the necessary hospital attendants or teachers and adjust the salary of each in accordance with their capacity, length of service, length of hours, and responsibility imposed upon each, but such compensation shall not exceed in any instance the salary paid to such attendant or teacher at any of the institutions under the present board.

§ 10. The board shall have authority to remove any subordinate officer or employe for insubordination, dereliction of duty, violation of the rules of management of State institutions, or any other misconduct in office, but all such officers shall have reasonable notice of the charges preferred against them, the place and time of hearing, and shall be given an opportunity to present their defense.

The board, however, shall have the right to remove any subordinate official or employe without preferring charges against him when in the judgment of the board it may properly reduce the number of officers or employes at any institution.

§ 11. Each superintendent shall take an oath to faithfully discharge the duties of his office, and shall execute a bond in the sum of $10,000 for the faithful performance of his duty with some surety company as surety, the premium on

same to be paid by the State. Said bond to be sufficient must be approved by the chairman of the board and filed in the office of the board for safe keeping. Each superintendent of an institution under control of the board shall annually prepare and submit to the board a report of the affairs of his institution and oftener if required by the board he shall make report.

The board may apportion any appropriation made for the benefit of any of the institutions under its control and management, between the various institutions in such manner as in the judgment of the board the interests of all the institutions require. All appropriations made for said board shall be paid by warrant drawn by the State Auditor on the request of the board certified by its chairman.

§ 12. In the event any institution may become crowded or unsanitary or in the judgment of the board additional ward room, dining room, hospital room, work room, or recreation room is required the board is authorized to acquire by gift, lease or purchase additional quarters in any county or town in which is situated an institution under the control and management of said board and such additional quarters shall be in as close proximity to some one of the institutions under the control of the board as may be most convenient and economical. In the event such additional quarters are acquired by purchase or lease, the payment therefor shall only be made out of the earnings or current revenues of the institution requiring such additional quarters.

The board may transfer from any institution under its control to such newly acquired property any inmates in its judgment it may be necessary to transfer to relieve the congestion at such institution or improve the sanitary or occupational conditions in the institution.

§ 13. The board shall makes rules and regulations for the strictly non-partisan management of the institutions under its control. The members of the board and its subordinate officers shall not engage in political activities nor

shall in any manner contribute or cause to be contributed money or other thing of value to any person for election purposes, nor shall they influence or attempt to influence through the instrumentality of their official positions. Any violation of this section shall be cause for removal.

§ 14. The board is authorized to manage the affairs of the institutions under its control for the best interests of the Commonwealth and the inmates of their several institutions and may do any and all things necessary to that end not inconsistent with this act and are inconsistent with any other law of this Commonwealth.

§ 15. If any provision of this act should be held, for any reason, to be void or ineffective, this shall not affect the remainder or any other section of this act. All acts and parts of acts inconsistent herewith are hereby repealed.

Said substitute was agreed to.

Mr. Walker moved the previous question.

The Speaker then announced "Shall the main question be now put?"

The vote being taken thereon it was decided in the negative.

The yeas and nays being required thereon by Messrs Huntsman and Jones were as follows, viz.:

Those who voted in the affirmative were—

A. J. Baldridge	W. J. Brandenburg	L. F. Coomes
L. D. Bax	W. B. Bush	J. L. Cushing
Homer Beliles	Allen B. Cammack	B. F. Day
J. E. Bickett	Lee Clark	J. R. Dorman
S. A. Blackburn	Sam Cole	E. J. Doss
W. M. Boling	F. W. Collings	G. L. Drury

H. C. Duffy	J. T. Linton	Geo. W. Smith
T. H. Golden	W. J. McMurry	H. Q. Thompson
J. E. Hadden	J. W. Martin	D. D. Thornberry
W. R. Haselwood	Harry Miller	N. I. Toombs
J. W. Howard	Chas. A. Nelson	J. Wood Vance
A. J. Jolly	V. H. Redwine	W. S. Wallen
H. J. Kegley	J. F. Reed	E. C. Walker
T. H. King	Arthur Saunders	W. D. Watkins
I. T. Layman	W. M. Simpson	C. Westerfield

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Those who voted in the negative were—

W. L. Agee	J. Roy Johnson	F. V. Nunnelly
W. B. Ardery	Hector Johnson	E. E. Palmore
T. H. Baker	D. C. Jones	J. J. Patterson
J. H. Baughman	John H. Lawson	G. L. Perryman
W. B. Belknap	Oscar Leibson	H. A. Pulliam
C. W. Bennett	Leon P. Lewis	J. L. Richardson
Wm. H. Bornhorst	Leroy Lewis	J. E. Robbins
J. F. Bosworth	Martin Light	C. W. Ryans
J. G. Campbell	J. Will McFarlin	G. W. Shadoan
R. J. Cain	R. D. McMurtry	Lee L. Simons
Sherman Chasteen	J. L. Manning	A. W. Stamper
H. C. Duffy	E. B. Miller	F. L. Strange
J. O. Evans	G. W. Morgan	W. S. Tinsley
H. M. Fultz	J. L. Morgan	M. E. Vaughan
O. C. Gartin	Wm. J. Moore	C. D. Vincent
R. O. Huntsman	E. D. Morris	F. E. Wilson
L. J. Jeter		

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After a time and after the intervention of other business, Mr. Walker again moved the previous question.

The Speaker then announced "Shall the main question be now put?"

The question being taken thereon it was decided in the affirmative.

Said bill as amended by the Senate was the rejected.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

A. J. Baldridge
L. D. Bax
Homer Beliles
J. E. Bickett
S. A. Blackburn
W. M. Boling
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
G. L. Drury
H. C. Duffy
Wm. M. Duncan
T. H. Golden
W. R. Haselwood
J. W. Howard
A. J. Jolly
H. J. Kegley
T. H. King
I. T. Layman
J. T. Linton
W. J. McMurry
J. W. Martin
Harry Miller
G. W. Morgan
Chas. A. Nelson
V. H. Redwine
J. F. Reed
Arthur Saunders
W. M. Simpson
Geo. W. Smith
F. L. Strange
H. Q. Thompson
D. D. Thornberry
N. I. Toombs
J. Wood Vance
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield

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Those who voted in the negative were—

W. L. Agee
T. H. Baker
J. H. Baughman
W. B. Belknap
C. W. Bennett
Wm. H. Bornhorst
J. F. Bosworth
J. G. Campbell
R. J. Cain
Sherman Chasteen
E. J. Doss
J. O. Evans
H. M. Fultz
O. C. Gartin
J. E. Hadden
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
D. C. Jones
T. J. Knight
John H. Lawson
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. Will McFarlin
R. D. McMurtry
J. L. Manning
E. B. Miller
J. L. Morgan
Wm. J. Moore
E. D. Morris
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
J. L. Richardson
J. E. Robbins
C. W. Ryans
G. W. Shadoan

Lee L. Simons	W. S. Tinsley	C. D. Vincent
A. W. Stamper	M. E. Vaughan	F. E. Wilson

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The following pair was announced:

Mr. Ardery with Mr. Hawkins.

Mr. Ardery, if voting, would vote in the negative.

Mr. Hawkins, if present and voting, would vote in the affirmative.

The hour of three o'clock having arrived, that being the regular hour for adjournment of today,

The House then stood adjourned.

TUESDAY, MARCH 18, 1924.

The House was opened with prayer by the Reverend W. P. Fryman of the Methodist Episcopal Church of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee	J. F. Bosworth	B. F. Day
W. B. Ardery	W. J. Brandenburg	J. R. Dorman
T. H. Baker	W. B. Bush	E. J. Doss
J. H. Baughman	Allen B. Cammack	G. L. Drury
L. D. Bax	J. G. Campbell	H. C. Duffy
W. B. Belknap	R. J. Cain	Wm. M. Duncan
Homer Beliles	Sherman Chasteen	D. E. Edwards
C. W. Bennett	Lee Clark	G. W. Eller
J. E. Bickett	Sam Cole	J. O. Evans
S. A. Blackburn	F. W. Collings	H. M. Fultz
W. M. Boling	L. F. Coomes	O. C. Gartin
Wm. H. Bornhorst	J. L. Cushing	T. H. Golden

J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
J. Roy Johnson
Hector Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
R. D. McMurtry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
F. E. Wilson

The reading of the Journal of yesterday's proceedings was dispensed with.

At the instance of the Committee on Rules, the House took up for consideration a bill which originated in the Senate of the following title, viz.:

S. B. 108. An act to define, regulate and license real estate brokers and real estate salesmen in each city of the first and second class; to create a real estate commission and to provide penalties.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That on and after July 1, 1924, it shall be unlawful for any person, copartnership, association or corporation to

act as a real estate broker or real estate salesman, or to advertise or assume to act as such real estate broker or real estate salesman in any city of the first or second class, without a license issued by the Kentucky Real Estate Commission.

No copartnership, association, or corporation shall be granted a license, unless every member or officer of such copartnership, association or corporation, who actively participates in the brokerage business of such copartnership, association or corporation, shall hold a license as a real estate broker, and unless every employee who acts as a salesman for such copartnership, association or corporation shall hold a license as a real estate salesman.

§ 2. Definitions and Exceptions. A real estate broker within the meaning of this act is any person, firm, partnership, copartnership, association or corporation, who for a compensation or valuable consideration sells or offers for sale, buys, or offers to buy, or negotiates the purchase or sale or exchange of real estate, or who leases or offers to lease, or rents or offers to rent, any real estate or the improvements thereon for others, as a whole or partial vocation.

A real estate salesman within the meaning of this act is any person who for a compensation or valuable consideration is employed either directly or indirectly by a real estate broker, to sell or offer to sell, or to buy or offer to buy, or to negotiate the purchase or sale or exchange of real estate, or to lease, to rent or offer to rent any real estate, or to negotiate leases thereof, or of the improvements thereon, as a whole or partial vocation.

One act for a compensation or valuable consideration of buying or selling real estate of or for another, or offering for another to buy or sell, or exchange real estate, or leasing, or renting, or offering to rent real estate, except as herein specifically excepted, shall constitute the person, firm, partnership, copartnership, association or corporation, performing, offering or attempting to perfom any of the acts enumerated

herein, a real estate broker or real estate salesman within the meaning of this act.

The provisions of this act shall not apply to any person, copartnership, association or corporation, who as the owner or lessor shall perform any of the acts aforesaid with reference to property owned or leased by them, or to the regular employees thereof, with respect to the property so owned or leased, where such acts are performed in the regular course of, or as an incident to the management of such property and the investment therein, nor shall the provisions of this act apply to persons acting as attorney-in-fact under a duly executed power of attorney from the owner authorizing the final consumption by performance of any contract for the sale, leasing, or exchange of real estate, nor shall this act be construed to include in any way the services rendered by an attorney-at-law in the performance of his duties as such attorney-at-law; nor shall it be held to include, while acting as such, a receiver, trustee in bankruptcy, administrator or executor, or any person selling real estate under order of any court, nor to include a trustee acting under a trust agreement, deed of trust, or will, or the regular salaried employees thereof.

§ 3. Creation of Commission—Details of Same. There is hereby created the Kentucky Real Estate Commission. The Governor shall appoint three persons, whose vocation for a period of at least ten years prior to the date of their appointment, shall have been that of a real estate broker o ra real estate salesman; and who shall reside in a city of the first or second class; one member shall be appointed for a term of one year; one member shall be appointed for a term of two years; one member for a term of three years; and until their successors are appointed and qualified, thereafter the term of the members of said commission shall be for three years and until their successors are appointed and qualified. Members to fill vacancies shall be appointed for the unexpired term. The commission immediately upon the qualification of the

member appointed in each year shall organize by selecting from its members a chairman, and may do all things necessary and convenient for carrying into effect the provisions of this act and may from time to time promulgate necessary rules and regulations.

Each member of the commission shall receive as full compensation for each day actually spent on the work of said commission the sum of ten dollars per day and his actual and necessary expenses incurred in the performance of duties pertaining to his office.

The commission shall employ, and at its pleasure discharge a secretary and such clerks and assistants as shall be deemed necessary to discharge the duties imposed by the provisions of this act, and shall outline their duties and fix their compensation, subject to the general laws of the State. The commission shall obtain such office space, furniture, stationery, fuel, light, and other proper convenience as shall be reasonably necessary for carrying out the provisions of this act.

The commission shall adopt a seal with such design as the commission may prescribe engraved thereon by which it shall authenticate its proceedings. Copies of all records and papers in the office of the commission, duly certified and authenticated by the seal of said commission shall be received in evidence in all courts equally and with like effect as the original. All records kept in the office of the commission under the authority of this act shall be open to public inspection under such rules and regulations as shall be prescribed by the commission.

All fees and charges collected by the commission under the provisions of this act shall be paid into the general fund in the State Treasury. All expenses incurred by the commission under the provisions of this act, including compensations to members, secretaries, clerks and assistants, shall be paid out of the general funds in the State Treasury upon warrants of the Auditor of Public Accounts from time to time when vouchers therefor are exhibited and approved by the

commission; provided, that the total expense for every purpose incurred shall not exceed the total fees and charges collected and paid into the State Treasury under the provisions of this act.

§ 4. Qualifications for License. A license shall be granted only to persons who bear a good reputation for honesty, truthfulness and fair dealing and are competent to transact the business of a real estate broker or a real estate salesman in such a manner as to safeguard the interests of the public.

§ 5. Application for License. Every applicant for a real estate broker's license shall apply therefor in writing upon blanks prepared or furnished by the Kentucky Real Estate Commission.

Such application shall be accompanied by the recommendation of at least two citizens, real estate owners, not related to the applicant, who have owned real estate for a period of one year or more, in the county in which said applicant resides, or has his place of business, which recommendation shall certify that the applicant bears a good reputation for honesty, truthfulness, fair dealing, and competency, and recommending that a license be granted to the applicant.

Every applicant for a broker's license shall state the name of the person, firm, partnership, copartnership, association or corporation with which he will be associated in the business of real estate, and the location of thep lace, or places, for which said license is desired, and set forth the period of time, if any, which said applicant has been engaged in the real estate business.

Every applicant for a license shall furnish a sworn statement setting forth his present address, both of business, and residence, a complete list of all former places where he may have resided or been engaged in business for a period of sixty days or more, during the last five years, accounting for such entire period, and the length of such residence, together with the name and address of at least one real estate owner in each

of said counties where he may have resided or have been engaged in business.

Every applicant for a salesman's license shall, in addition to the requirements of this section, also set forth the period of time, if any, during which he has been engaged in the real estate business, stating the name and address of his last employer, and the name and place of business or the person, firm, partnership, copartnership, association or corporation then employing him, or into whose service he is about to enter. The application shall be accompanied by written statement by the broker in whose service he is about to enter, stating that in his opinion the applicant is honest, truthful, and of good reputation, and recommending that the license be granted to the applicant.

Every application for a license, under the provisions of this act, shall be accompanied by the license fee herein prescribed. In the event that the commission does not issue the license, the fee shall be returned to the applicant.

Every application for a license shall be accompanied by a bond in the sum of one thousand ($1,000) dollars, running to the State of Kentucky executed by two (2) good and sufficient securities to be approved by the commission or executed by a surety company duly authorized to do business in this state. Said bond to be in form approved by the commission, and conditioned that the applicant shall conduct his business in accordance with the requirements of this act.

The commission may require such other proof as shall be deemed desirable with due regard to the paramount interests of the public as to the honesty, truthfulness, integrity, and competency of the applicant. The commission is expressly vested with the power and authority to make and enforce any and all such reasonable rules and regulations connected with the application for any license as shall be deemed necessary to administer and enforce the provisions of this act.

§ 6. Procedure When License is Refused Applicant. The commission, after an application in proper form has been filed, shall, before refusing to issue a license, set the application down for hearing and determination as hereinafter provided in section 9.

§ 7. Details Relating to License. The Commission shall issue to each licensee a license in such form and size as shall be prescribed by the commission. This license shall show the name and address of the licensee and in case of a real estate salesman's license, shall show the name of the real estate broker by whom he is employed. Each license shall have imprinted thereon the seal of the commission, and in addition to the foregoing shall contain such matter as shall be prescribed by the commission. The license of each real estate salesman shall be delivered or mailed to the real estate broker by whom such real estate salesman is employed and shall be kept in the custody and control of such broker. It shall be the duty of each real estate broker to conspicuously display his license in his place of business.

The commission shall prepare and deliver to each licensee a pocket card, which card among other things shall contain an imprint of the seal of the commission and shall certify that the person whose name appears thereon is a licensed real estate broker or real estate salesman, as the case may be, and if it is a real estate salesman's card it shall also contain the name and address of his employer; the matter to be printed on such pocket card, except as above set forth, shall be prescribed by the commission.

The original fee for each real estate broker's license shall be ten ($10.00) dollars, and the annual renewal fee shall be ten ($10.00) dollars. The original fee for each real estate salesman's license shall be two ($3.00) dollars and the annual renewal fee shall be two ($2.00) dollars. Provided, that when a copartnership, association or corporation shall have paid an original fee of ten ($10.00) dollars or a renewal fee of ten ($10.00) dollars and shall have designated one of its members

or officers as hereinafter provided in this section, the fees payable by any other member or officer actively engaged in the real estate business of such copartnership, association or corporation shall be two ($2.00) dollars for the first registration fee and two ($2.00) dollars for the renewal fee.

When a real estate broker's license is granted to any copartnership or association, consisting of more than one person, or to any corporation, this shall entitle the copartnership, association or corporation to designate one of its members or officers, who upon compliance with the terms of this act shall without payment of any further fee, upon issuance of said broker's license, be entitled to perform all of the acts of a real estate salesman contemplated by this act. The person so designated, however, must make application for a salesman's license, which applicaation shall accompany the application of the real estate broker, and be filed with the commission at the same time. If, in any case, the person so designated by a real estate broker shall be refused a license by the Commission or in case such person ceases to be connected with such real estate broker, said broker shall have the right to designate another person who shall make application as in the first instance.

Each real estate broker's license which may be granted to an individual shall entitle such individual to perform all of the acts contemplated by this act without any application upon his part and without payment of any other fee than the real estate broker's annual fee.

Every license shall expire on the thirty-first day of December of each year. The Commission shall issue a new license for each ensuing year, in the absence of any reason or condition, which might warrant the refusal of the granting of a license, upon receipt of the written request of the applicant and the annual fee therefor, as herein required. The revocation of a broker's license shall automatically suspend every real estate salesman's license granted to any person by virtue of his employment by the broker whose license has been re-

voked, pending a change of employer and the issuance of a new license. Such new license shall be issued without charge, if granted during the same year in which the original license was granted.

Every real estate broker shall maintain a place of business in this state. If the real estate broker maintains more than one place of business within the state, a duplicate license shall be issued to such broker for each branch office maintained. Provided, that if such broker be a copartnership, association or corporation, a duplicate shall be issued to the members or officers thereof, and a single fee of two ($2.00) dollars in each case shall be paid for each duplicate license.

Notice in writing shall be given to the commission by each licensee of any change of principal business location, whereupon the commission shall issue a new license for the unexpired period without charge. The change of business location without notification to the commission shall automatically cancel the license theretofore issued.

When any real estate salesman shall be discharged or shall terminate his employment with the real estate broker by whom he is employed, it shall be the duty of such real estate broker to immediately deliver or mail by registered mail to the commission such real estate salesman's license. The real estate broker shall at the time of mailing such real estate salesman's license to the commission address a communication to the last known residence address of such real estate salesman, which communication shall advise such real estate salesman that his license has been delivered or mailed to the commission. A copy of such communication to the real estate salesman shall accompany the license when mailed or delivered to the commission. It shall be unlawful for any real estate salesman to perform any of the acts contemplated by this act either directly or indirectly under authority of said license from and after the date of receipt of the said license from said broker by the commission; provided, that another license shall not be issued to such real estate salesman until he shall

return his former pocket card to the commission or shall satisfactorily account to it for same. Provided, further, that not more than one license shall be issued to any real estate salesman for the same period of time.

§ 8. Suspension or Revocation of License for Causes Enumerated. The commission may upon its own motion and shall upon the verified complaint in writing of any person, provided such complaint, or such complaint together with evidence, documentary or otherwise, presented in connection therewith, shall make out a prima facie case, investigate the actions of any real estate broker or real estate salesman, or any person who shall assume to act in either such capacity within this state, and shall have the power to suspend or to revoke any license issued under the provisions of this act, at any time when the licensee has by false or fraudulent representation obtained a license, or where the licensee in performing or attempting to perform any of the acts mentioned herein, is deemed to be guilty of:

(a) Making any substantial misrepresentation, or

(b) Making any false promises of a character likely to influence, persuade or induce, or

(c) Pursuing a continued and flagrant course of misrepresentation, or making false promises through agents or salesmen or advertising or otherwise, or

(d) Acting for more than one party in a transaction without the knowledge of all parties for whom he acts, or

(e) Accepting a commission or valuable consideration as a real estate salesman for the performance of any of the acts specified in this act, from any person, except his employer, who must be a licensed real estate broker, or

(f) Representing or attempting to represent a real estate broker other than the employer, without the express knowledge and consent of the employer, or

(g) Failing, within a reasonable time, to account for or to remit any moneys coming into his possession which belongs to others, or

(h) Being unworthy or incompetent to act as a real estate broker or salesman in such manner as to safeguard the interests of the public, or

(i) Paying a commission or valuable consideration to any person for acts or services performed in violation of this act, or

(j) Any other conduct, whether of the same or a different character from that hereinbefore specified, which constitutes improper, fraudulent, or dishonest dealing.

Any unlawful act or violation of any of the provisions of this act by any real estate salesman, employe, or partner or associate of a licensed real estate broker, shall not be cause for the revocation of a license of any real estate broker, partial or otherwise, unless it shall appear to the satisfaction of the commission that said employer, partner or associate has guilty knowledge thereof.

§ 9. Provision for Hearing Before Application is Refused or License Suspended or Revoked. The commission shall, before denying an application for license, or before suspending or revoking any license, set the matter down for a hearing, and at least ten days prior to the date set for the hearing, it shall notify in writing the applicant, or licensee, of any charges made, and shall afford said applicant, or licensee, an opportunity to be heard in person or by counsel in reference thereto. Such written notice may be served by delivery of same personally to the applicant, or licensee, or by mailing same by registered mail to the last known business address of such applicant, or licensee. If said applicant, or licensee, be a salesman, the commission shall also notify the broker employing him, or in whose employ he is about to enter, by mailing notice by registered mail to the broker's last known business address. The hearing on such charges shall be at such time and place as the commission shall prescribe. The commission shall have the power to subpoena and bring before it any person in this state, or take testimony of any such person by deposition with the same fees and mileage in

the same manner as prescribed by law in judicial procedure in courts of this state in civil cases. Any party to any hearing before the commission shall have the right to the attendance of witnesses in his behalf at such hearing, upon making request therefor to the commission and designating the person or persons sought to be subpoenaed. If the commission shall determine that any applicant is not qualified to receive a license, a license shall not be granted to said applicant, and if the commission shall determine that any licensee is guilty of a violation of any of the provisions of this act, his or its license shall be suspended or revoked. The findings of fact made by the commission, acting within its power, shall in the absence of fraud be conclusive, but the Court of Appeals shall have the power to review questions of law involved in any final decision or determination of the commission; provided, that application is made by the aggrieved party within thirty days after such determination, by certiorari, mandamus, or by any other method permissible under the rules and practices of said court, or the laws of this state, and said court may make such further orders in respect thereto as justice may require.

§ 10. Non-Resident Brokers and Salesmen. A non-resident of this State may become a real estate broker or a real estate salesman by conforming to all of the conditions of this paragraph and this act.

In its discretion the commission may recognize in lieu of the recommendations and statements required to accompany an application for license, the license issued to a non-resident broker, or salesman in such other state, upon payment of the license fee and the filing by the applicant with the commission of a certified copy of applicant's license issued by such other state.

(1) Provided that such applicant, if a, broker, shall maintain an active place of business in the State by which he is originally licensed; and

(2) Provided further that every non-resident applicant

shall file an irrevocable consent that suits and actions may be commenced against such applicant in the proper court of any county of this State in which a cause of action may arise in which the plaintiff may reside, by the service of any process or pleading authorized by the laws of this State on the secretary of the commission, said consent stipulating and agreeing that such service of such process or pleadings on said secretary shall be taken and held in all courts to be as valid and binding as if due service had been made upon said applicant in the State of Kentucky. Said instrument containing such consent shall be authenticated by the seal thereof, if a corporation, or by the acknowledged signature of a member or officers thereof, if otherwise. All such applications, except from individuals, shall be accompanied by the duly certified copy of the resolution of the proper officers or managing board, authorizing the proper officer to execute the same. In case any process or pleadings mentioned in the case are served upon the secretary of the commission, it shall be by duplicate copies, one of which shall be filed in the office of the commission and the other immediately forwarded by registered mail to the main office of the applicant against which said process or pleadings are directed.

(3) Provided, further, however, that every non-resident of this State shall file a bond in form and content the same as is required of applicants under section five (5) in this act.

§ 11. Publication of List of Licensees. The commission shall at least semi-annually publish a list of the names and addresses of all licensees licensed by it under the provisions of this act, and of all persons whose license has been suspended or revoked within one (1) year; together with such other information relative to the enforcement of the provisions of this act as it may deem of interest to the public. One of such lists shall be mailed to the county clerk, in each county of the State in which this act is operative and shall be held

by said county clerk as a public record. Such lists shall also be mailed by the commission to any person in this State upon request.

§ 12. Penalties. Any person or corporation violating a provision of this act shall upon conviction thereof, if a person, be punished by a fine of not more than five hundred ($500) dollars, or by imprisonment for a term not to exceed six months or by both such fine and imprisonment, in the discretion of the court, and if a corporation, be punished by a fine of not more than one thousand ($1,000) dollars. Any officer or agent of a corporation, or member or agent of a copartnership or association, who shall personally participate in or be accessory to any violation of this act by such copartnership, association or corporation, shall be subject to the penalties herein prescribed for individuals.

All fines and penalties shall inure to the Kentucky Real Estate Commission.

This law shall not be construed to release any person from civil liability or criminal prosecution under the general laws of this State.

The commission may prefer a complaint for violation of section 1 of this act before any court of competent jurisdiction, and it may take the necessary legal steps through the proper legal officers of this State to enforce the provisions hereof and collect the penalties herein provided.

§ 13. Saving Clause. If any section, subsection, sentence, clause, phrase, or requirement of this act is for any reason held to be unconstitutional, such decision shall not affect the validity of the remaining portions thereof. The General Assembly hereby declares that it would have passed this act, and each section, subsection, sentence, clause, phrase and requirement thereof, irrespective of the fact that any one or more sections, subsections, sentences, clauses, phrases, or requirements be declared unconstitutional.

§ 14. Repealing Clause. All laws or parts of laws in conflict with this act, be and the same are hereby repealed.

§ 15. Interpretation of Act. Nothing in this act contained shall affect the power of cities to tax, license and regulate real estate brokers. The requirements hereof shall be in addition to the requirements of any existing or future ordinance of any city so taxing, licensing or regulating real estate brokers.

§ 16. Date Effective. This act shall take effect and be in full force and effect from and after its passage.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

J. H. Baughman	J. L. Cushing	John H. Lawson
L. D. Bax	B. F. Day	I. T. Layman
W. B. Belknap	J. R. Dorman	Oscar Leibson
Homer Beliles	E. J. Doss	Leon P. Lewis
C. W. Bennett	G. L. Drury	Leroy Lewis
J. E. Bickett	Wm. M. Duncan	Martin Light
S. A. Blackburn	J. O. Evans	W. J. McMurry
W. M. Boling	O. C. Gartin	R. D. McMurtry
J. F. Bosworth	T. H. Golden	J. L. Manning
W. J. Brandenburg	H. C. Hawkins	J. W. Martin
W. B. Bush	J. W. Howard	Harry Miller
Allen B. Cammack	R. O. Huntsman	J. L. Morgan
J. G. Campbell	L. J. Jeter	Wm. J. Moore
R. J. Cain	Hector Johnson	E. D. Morris
Sherman Chasteen	A. J. Jolly	Chas. A. Nelson
Lee Clark	D. C. Jones	F. V. Nunnelly
Sam Cole	H. J. Kegley	E. E. Palmore
F. W. Collings	T. H. King	J. J. Patterson
L. F. Coomes	T. J. Knight	J. F. Reed

J. L. Richardson	F. L. Strange	C. D. Vincent
J. E. Robbins	H. Q. Thompson	W. S. Wallen
Arthur Saunders	D. D. Thornberry	W. D. Watkins
G. W. Shadoan	N. I. Toombs	C. Westerfield
Lee L. Simons	J. Wood Vance	
W. M. Simpson	M. E. Vaughan	

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Those who voted in the negative were—

T. H. Baker	H. M. Fultz	J. Roy Johnson
G. W. Eller		

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Mr. Walker moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Morris moved that the vote by which bill entitled:

H. B. 194.

(For title and bill see Journal of March 12.)

Was rejected on yesterday be reconsidered.

Said motion was disagreed to.

The yeas and nays being required by Messrs. Morris and Huntsman were as follows, viz.:

Those who voted in the affirmative were—

L. D. Bax	W. M. Boling	Lee Clark
Homer Beliles	W. J. Brandenburg	Sam Cole
J. E. Bickett	W. B. Bush	F. W. Collings
S. A. Blackburn	Allen B. Cammack	L. F. Coomes

J. L. Cushing
B. F. Day
J. R. Dorman
G. L. Drury
Wm. M. Duncan
D. E. Edwards
T. H. Golden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
A. J. Jolly
H. J. Kegley
T. H. King
I. T. Layman
J. T. Linton
W. J. McMurry
J. W. Martin
Harry Miller
E. D. Morris
Chas. A. Nelson
V. H. Redwine
J. F. Reed
Arthur Saunders
W. M. Simpson
Geo. W. Smith
F. L. Strange
H. Q. Thompson
D. D. Thornberry
N. I. Toombs
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield

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Those who voted in the negative were—

W. L. Agee
W. B. Ardery
T. H. Baker
J. H. Baughman
W. B. Belknap
C. W. Bennett
Wm. H. Bornhorst
J. F. Bosworth
J. G. Campbell
R. J. Cain
Sherman Chasteen
E. J. Doss
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
J. E. Hadden
R. O. Huntsman
L. J. Jeter
J. Roy Johnson
Hector Johnson
D. C. Jones
T. J. Knight
John H. Lawson
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. Will McFarlin
R. D. McMurtry
J. L. Manning
E. B. Miller
J. L. Morgan
Wm. J. Moore
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
H. A. Pulliam
J. L. Richardson
J. E. Robbins
C. W. Ryans
G. W. Shadoan
Lee L. Simons
A. W. Stamper
W. S. Tinsley
M. E. Vaughan
C. D. Vincent
F. E. Wilson

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A message was received from the Senate announcing that they had passed a bill which originated in this House entitled:

H. B. 9. An act to amend article 4 of chapter 89, Carroll's 1922 edition, Kentucky Statutes, and to create a pension fund for disabled policemen and firemen in cities of the third class.

(For bill see House Journal of February 27.)

Together with the following amendment thereto, viz.:

Amend H. B. 9 in line 5, section 11, page 10 by striking out the words "shall" after the word "trustee" and before the word "order" and inserting in lieu thereof the word "may."

The amendment as proposed by the Senate was then agreed to.

The bill as amended was then passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery
T. H. Baker
J. H. Baughman
L. D. Bax
Homer Beliles
J. E. Bickett
S. A. Blackburn
W. M. Boling
Allen B. Cammack
R. J. Cain
Lee Clark
F. W. Collings
L. F. Coomes
J. L. Cushing
E. J. Doss
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
W. D. Watkins
O. C. Gartin
T. H. Golden
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Leon P. Lewis
W. J. McMurry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
G. L. Perryman
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
G. W. Shadoan
Lee L. Simons
W. M. Simpson
W. S. Tinsley
N. I. Toombs
C. D. Vincent
W. S. Wallen
E. C. Walker
F. E. Wilson
C. Westerfield

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Resolved that the title thereof be as aforesaid.

Mr. Walker moved that the vote by which said bill was passed as amended be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Ordered that said bill be delivered to the Enrolling Clerk.

And that they had passed a resolution which originated in the Senate entitled:

Concurrent authorizing A. T. Crow to sue the Commonwealth.

Said resolution is as follows, viz.:

Concurrent resolution authorizing A. T. Crow to sue the Commonwealth of Kentucky.

Whereas, the State Highway Department in constructing what is known as the Dixie Bee Line, the public highway leading from Henderson to Hopkinsville, erected an embankment on the property of A. T. Crow for the purpose of making the grade of said road, and

Whereas, in making said embankment said State Highway Commission failed to put in proper and necessary water ways to take the water from the north to the south side of said highway according to its ancient flow, and

Whereas, as a result thereof in heavy freshets, water has been caused to bank up over said Crow's land and destory his crops during the years 1922 and 1923 to his damage as claimed by him in the sum of $750.00, and

Whereas in equity and good conscience, if such damage was sustained the same should be repaired and paid by the Commonwealth of Kentucky, as the said road was built under

the supervision and control of the State Highway Department of the Commonwealth of Kentucky; therefore

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

That A. T. Crow be and he is hereby authorized to institute an action at law in the Hopkins Circuit Court, against the Commonwealth of Kentucky to recover the amount of damage sustained by reason of the construction of the embankment of said road and changing the natural flow of water at said point, and any judgment which he may obtain shall be paid by the Auditor by a warrant on the Teasurer for the amount of the judgment not exceeding the sum of $750..00.

The yeas and nays being taken thereon in accordance with the provision of the Ctnstitution, were as follows, viz.:

Those who voted in the affirmative were—

T. H. Baker	D. E. Edwards	Wm. J. Moore
L. D. Bax	G. W. Eller	E. D. Morris
W. B. Belknap	J. O. Evans	E. E. Palmore
J. E. Bickett	O. C. Gartin	J. J. Patterson
W. M. Boling	T. H. Golden	V. H. Redwine
J. F. Bosworth	H. C. Hawkins	J. L. Richardson
W. B. Bush	R. O. Huntsman	J. E. Robbins
Allen B. Cammack	L. J. Jeter	C. W. Ryans
R. J. Cain	A. J. Jolly	G. W. Shadoan
Sherman Chasteen	D. C. Jones	Lee L. Simons
Lee Clark	T. H. King	H. Q. Thompson
Sam Cole	T. J. Knight	D. D. Thornberry
F. W. Collings	Leroy Lewis	W. S. Tinsley
J. L. Cushing	J. L. Manning	N. I. Toombs
J. R. Dorman	E. B. Miller	W. S. Wallen
E. J. Doss	Harry Miller	E. C. Walker
H. C. Duffy	G. W. Morgan	C. Westerfield
Wm. M. Duncan	J. L. Morgan	F. E. Wilson

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Mr. Walker moved that the vote by which said resolution was adopted be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 450. An act making it unlawful to repeat or scatter false rumors or reports of a slanderous or harmful nature concerning any person or persons and providing a penalty therefor.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That any person who shall wilfully, knowingly, or maliciously repeat or communicate to any person or persons a false rumor or report of a slanderous or harmful nature or which may be detrimental to the character or standing of such other person or persons, whether such person is a private citizen or officer or candidate for office, shall be deemed guilty of a misdemeanor and upon conviction shall be fined not less than ten ($10.00) dollars or more than one hundred ($100.00) dollars or imprisoned not less than ten (10) days or more than fifty (50) days or both so fined and imprisoned for each offense. And the persons so repeating or scattering such report or reports shall be deemed guilty unless he or she is able to show to the satisfaction of the court or jury, hearing the case, that he or she has carefully investigated the source and foundation of such reports and that there were reasonable grounds for repeating same, and in order that such defense shall be available the person or persons repeating or scatter-

ing said rumors or report or reports must be able to give the name or names of the person or persons furnishing the information upon which said rumor or report was based.

§ 2. This act shall become effective from and after its passage and approval and all laws or parts of laws in conict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with,

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

T. H. Baker	G. W. Eller	J. L. Manning
A. J. Baldridge	J. O. Evans	J. W. Martin
J. H. Baughman	O. C. Gartin	E. B. Miller
L. D. Bax	T. H. Golden	G. W. Morgan
C. W. Bennett	W. R. Haselwood	J. L. Morgan
S. A. Blackburn	H. C. Hawkins	E. D. Morris
J. F. Bosworth	L. J. Jeter	Chas. A. Nelson
W. J. Brandenburg	Hector Johnson	E. E. Palmore
Allen B. Cammack	A. J. Jolly	G. L. Perryman
R. J. Cain	D. C. Jones	H. A. Pulliam
Sherman Chasteen	H. J. Kegley	J. F. Reed
Lee Clark	T. H. King	J. E. Robbins
Sam Cole	T. J. Knight	G. W. Shadoan
F. W. Collings	John H. Lawson	Lee L. Simons
J. R. Dorman	I. T. Layman	W. M. Simpson
E. J. Doss	Martin Light	H. Q. Thompson
G. L. Drury	J. T. Linton	W. S. Tinsley
Wm. M. Duncan	J. Will McFarlin	N. I. Toombs
D. E. Edwards	W. J. McMurry	J. Wood Vance

W. S. Wallen	W. D. Watkins	F. E. Wilson
E. C. Walker	C. Westerfield	S. W. Adams

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Those who voted in the negative were—

Leon P. Lewis	F. V. Nunnelly	V. H. Redwine

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Resolved that the title thereof be as aforesaid.

Mr. Walker moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 58. An act relating to the office of Commonwealth's Attorney in counties having a population of 200,00 or over, and providing for assistants and fixing their salaries.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the offices of First Assistant Commonwealth's Attorney and Second Assistant Commonwealth's Attorney in counties having a population of 200,000 or over, are hereby created.

§ 26. Said First Assistant Commonwealth's Attorney and said Second Assistant Commonwealth's Attorney shall be appointed by the Commonwealth's Attorney for a term of four years, but they shall be subject to removal at any time by the Commonwealth's Attorney. The salary of the First

Assistant Commonwealth's Attorney shall be $3,500..00 per annum and the salary of the Second Assistant Commonwealth's Attorney shall be $3,000.00 per annum, payable out of the county levy in equal monthly installments.

§ 3. Each of the Assistant Commonwealth's Attorneys provided for by this act shall be a citizen of Kentucky and shall, at the time of appointment, reside in the district in which the Commonwealth's Attorney is elected and shall be a licensed practicing lawyer. Said Assistant Commonwealth's Attorneys shall have the same powers and perform the same duties that Commonwealth's Attorneys now have and perform, subject to the direction and control of the Commonwealth's Attorney. They shall aid the Commonwealth's Attorney in all matters pertaining to his office, and in such manner as he may from time to time designate.

§ 4. In the absence of the Commonwealth's Attorney, the First Assistant Commonwealth's Attorney shall act as Commonwealth's Attorney, without additional compensation; and in the absence of both the Commonwealth's Attorney and the First Assistant Commonwealth's Attorney, the Second Assistant Commonwealth's Attorney shall act as Commonwealth's Attorney without additional compensation.

§ 5. The office of Assistant Commonwealth's Attorney created by an act of March 18, 1902, which act is now section 125a of the Kentucky Statutes, edited by Hon. John D. Carroll, sixth edition, is abolished, and said act of March 18, 1902, being section 125a, is hereby repealed, and all acts and parts of acts in conflict herewith are hereby repealed.

In order to relieve the congestion of the docket in circuit courts in counties having a population of 200,00 or over, and in order to provide for the immediate relief of such congested condition of the docket, an emergency is hereby declared to exist and this act shall become effective from and after its passage and approval by the Governor.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with,

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
T. H. Baker
A. J. Baldridge
J. H. Baughman
W. B. Belknap
Homer Beliles
J. E. Bickett
S. A. Blackburn
W. M. Boling
Allen B. Cammack
R. J. Cain
Sherman Chasteen
Sam Cole
L. F. Coomes
J. L. Cushing
E. J. Doss
G. L. Drury
H. C. Duffy
D. E. Edwards
G. W. Eller
J. O. Evans
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
D. C. Jones
T. H. King
T. J. Knight
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
F. L. Strange
H. Q. Thompson
D. D. Thornberry
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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Resolved that the title thereof be as aforesaid.

Mr. Walker moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 145. An act empowering Burial or Cemetery Associations to condemn sufficient land for burial and cemetery purposes and extending to such associations the right of eminent domain, and empowering said associations to condemn within three miles of any city of the first, second, third or fourth class, land sufficient for the needs of the community.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. When, in the opinion of any burial or cemetery association or corporation in this Commonwealth, organized for the purpose of furnishing to the public, a burial or cemetery site or ground, it may condemn under the right of eminent domain, if it desire, after a resolution reciting such need and desire for said purposes shall have been recorded in the county clerk's office of such county, order the condemnation of such land or site and sufficient passway not to exceed 30 feet in width for ingress and egress to and from such site. Such site, exclusive of the passway, not to exceed 20 acres, for the purposes aforesaid, subject, however, to statutory restrictions.

§ 2. All condemnation proceedings under this act shall be conducted in the manner now provided by law for the condemnation of land for railroad purposes.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

T. H. Baker	H. C. Hawkins	Chas. A. Nelson
W. B. Belknap	J. W. Howard	F. V. Nunnelly
J. E. Bickett	L. J. Jeter	E. E. Palmore
W. M. Boling	Hector Johnson	G. L. Perryman
J. F. Bosworth	J. Roy Johnson	V. H. Redwine
W. J. Brandenburg	A. J. Jolly	J. F. Reed
Allen B. Cammack	D. C. Jones	J. L. Richardson
J. G. Campbell	H. J. Kegley	J. E. Robbins
R. J. Cain	T. H. King	C. W. Ryans
Lee Clark	T. J. Knight	Arthur Saunders
Sam Cole	John H. Lawson	G. W. Shadoan
F. W. Collings	I. T. Layman	W. M. Simpson
L. F. Coomes	Leon P. Lewis	F. L. Strange
J. L. Cushing	Martin Light	D. D. Thornberry
B. F. Day	J. T. Linton	W. S. Tinsley
J. R. Dorman	W. J. McMurry	J. Wood Vance
E. J. Doss	J. L. Manning	M. E. Vaughan
Wm. M. Duncan	J. W. Martin	C. D. Vincent
D. E. Edwards	E. B. Miller	W. S. Wallen
J. O. Evans	G. W. Morgan	E. C. Walker
H. M. Fultz	J. L. Morgan	F. E. Wilson
O. C. Gartin	Wm. J. Moore	
W. R. Haselwood	E. D. Morris	

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Resolved that the title thereof be as aforesaid.

Mr. Walker moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 55. An act to enable any city of the first class, having a municipal university, to make provisions for such university by issuing bonds, and providing how the university shall proceed in making any additions or improvements contemplated by the act.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the term "Municipal University" as used in this act is a university supported in whole or in part by funds raised by municipal taxation, and controlled by a board of trustees appointed by the mayor and general council of such municipality.

§ 2. That in order to aid its municipal university, the general council of any city of the first class may adopt an ordinance or ordinances submitting to the voters of such city at any regular election or elections held in the city the question of whether or not bonds of the city shall be issued for the benefit of the university under the provisions of this act. Any such ordinance shall provide the date and maturity of such bonds, the rate of interest they shall bear and the total amount to be then issued, and they shall contain the necessary details with reference to the execution and delivery of such bonds, their denominations, coupons to be annexed, and taxes to be levied to pay interest and a sinking fund to retire such bonds at maturity, provided that the total amount of bonds, which may be authorized or issued under this act, shall not exceed $1,000,000.

§ 3. The matter of authorizing the issue of said bonds, and of submitting the question to the voters of the city, may

be provided for by one ordinance covering the entire amount of said bonds in one issue, and pursuant to one election, or it may be provided for by different ordinances, authorizing different elections, at different times, for parts of the total amount, provided as aforesaid, that the total amount of bonds authorized to be issued by this act shall not exceed $1,000.000. No failure of the voters at any election to authorize the issue of bonds then submitted to them shall prejudice the right to submit the question of issuing bonds under the authority of this act at any subsequent election or elections.

§ 4. The money derived from said bonds shall be used to meet the needs of the university, other than for its professional departments of law, medicine and dentistry, and shall include the payment for real estate and buildings purchased or to be purchased, the erection and alteration of improvements, and the securing of proper equipment, but shall not be used for the payment of salaries or operating expense or for the payment of any existing indebtedness incurred as an operating expense.

§ 5. Said bonds, when authorized and issued, shall be placed under the control of the president and trustees of such university, who shall determine when and at what price they shall be sold; provided that no bonds shall be sold for less than par and that any premium which may be obtained from said bonds shall constitute a part of the sinking fund for their ultimate redemption. If the said bonds are sold their proceeds shall go to the credit of such university in the same depositaries as are selected for the deposit of the funds of the sinking fund commissioners of the city and upon the same agreement as to interest, and shall be withdrawn upon the checks of the treasurer of the university, countersigned by the president thereof.

§ 6. The president and treasurer of the university shall each give bond with approved surety in such sum as may be fixed by the general council of the city, which bond shall be payable to the university and oblige the makers thereof to

perform faithfully the duties of their respective officers and faithfully account for and pay all money or other thing of value which may come into their respective hands. Such bonds shall be kept in force during the time any of the money herein provided for is being handled or administered by the university or its officers.

§ 7. In doing any work provided for under this act, the president and trustees of the university shall have the power to employ such person or persons as they may deem necessary, including architects and other technical advisers.

§ 8. Any work herein provided for may be done by contract or contracts, or otherwise, in the discretion of said president and trustees. When any contract shall involve the expenditure of $2,000.00 or more, it shall be awarded to the lowest nad best bidder. All bids, or parts of bids, for any such work, or for any supplies, may be rejected by said president and trustees. The president and trustees may do any part or parts of this work by day labor, when deemed advisible.

§ 9. The president and trustees of the university shall annually report to the mayor and the general council of the city, what they do under this act and account for all funds received by them.

That all acts and parts of acts in conflict herewith are repealed, including an act passed at the session of 1920 (Session Acts of 1920, p. 510) for the purpose of enabling a city to provide for its municipal university.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with,

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill

in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Allen B. Cammack
J. G. Campbell
R. J. Cain
Lee Clark
Sam Cole
F. W. Collings
J. L. Cushing
B. F. Day
E. J. Doss
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. C. Hawkins
R. O. Huntsman
L. J. Jeter
J. Roy Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. J. Knight
I. T. Layman
Leon P. Lewis
Leroy Lewis
J. L. Manning
G. W. Morgan
J. L. Morgan
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. L. Richardson
J. E. Robbins
C. W. Ryans
G. W. Shadoan
Lee L. Simons
W. M. Simpson
D. D. Thornberry
W. S. Tinsley
J. Wood Vance
M. E. Vaughan
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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There voted in the negative—

H. M. Fultz

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Resolved that the title thereof be as aforesaid.

Mr. Walker moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House

took up for consideration from the Orders of the Day a bill entitled:

S. B. 79. An act to provide for reading of Bibles in public schools.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Whereas the rules and regulations governing the reading of the Holy Bible in the common schools of this Commonwealth are not uniform, and whereas, religion and morality are necessary to good government and the Bible is civilization's text book of morality and it is important the common school children shall have lessons on morality brought to their attention during their school days, therefore, be it enacted:

§ 1. The teacher in charge shall read or cause to be read a portion of the Bible, daily, in every class room or session room of the common schools of the State of Kentucky, in the presence of the pupils therein assembled and no child shall be required to read the Bible against the wish of his parent or guardian.

§ 2. The failure of any teacher to conform to this act shall be cause for the revocation of his certificate in the manner provided by law.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with,

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill

in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	H. M. Fultz	E. D. Morris
T. H. Baker	O. C. Gartin	F. V. Nunnelly
J. H. Baughman	T. H. Golden	E. E. Palmore
W. B. Belknap	J. E. Hadden	J. J. Patterson
Homer Beliles	W. R. Haselwood	G. L. Perryman
C. W. Bennett	J. W. Howard	V. H. Redwine
S. A. Blackburn	L. J. Jeter	J. L. Richardson
Wm. H. Bornhorst	Hector Johnson	J. E. Robbins
J. F. Bosworth	A. J. Jolly	C. W. Ryans
W. B. Bush	D. C. Jones	Arthur Saunders
Allen B. Cammack	H. J. Kegley	G. W. Shadoan
J. G. Campbell	T. H. King	W. M. Simpson
R. J. Cain	T. J. Knight	Geo. W. Smith
Sherman Chasteen	John H. Lawson	A. W. Stamper
Lee Clark	Leon P. Lewis	F. L. Strange
Sam Cole	Leroy Lewis	H. Q. Thompson
F. W. Collings	Martin Light	W. S. Tinsley
J. L. Cushing	J. T. Linton	N. I. Toombs
B. F. Day	J. Will McFarlin	J. Wood Vance
J. R. Dorman	W. J. McMurry	M. E. Vaughan
E. J. Doss	R. D. McMurtry	C. D. Vincent
G. L. Drury	J. L. Manning	E. C. Walker
Wm. M. Duncan	E. B. Miller	W. D. Watkins
D. E. Edwards	G. W. Morgan	C. Westerfield
G. W. Eller	J. L. Morgan	F. E. Wilson
J. O. Evans	Wm. J. Moore	

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Those who voted in the negative were—

W. M. Boling	I. T. Layman	Chas. A. Nelson
H. C. Duffy	Oscar Leibson	Lee L. Simons
H. C. Hawkins	J. W. Martin	W. S. Wallen
R. O. Huntsman	Harry Miller	

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Resolved that the title thereof be as aforesaid.

Mr. Walker moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

Mr. Walker moved that the session of today be extended indefinitely.

Said motion was agreed to.

Mr. Walker moved that the House do now recess until one-thirty o'clock p. m.

Said motion was agreed to.

And then the House recessed.

AFTERNOON SESSION.

The hour of one-thirty o'clock p. m. having arrived, the Speaker resumed the chair and called the House to order.

A message was received from the Senate announcing that they had passed bills which originated in this House of the following titles, viz.:

H. B. 292. An act to amend and re-enact section 9 of chapter 92, Acts of 1920, being section 938b-9, Carroll's Kentucky Statutes, 1922 edition, relating to the reception, parole and discharge of children in connection with the operation and maintenance of an institution for the care of neglected, dependent, delinquent and other children, in counties having therein a city of the first class, so that under such section as amended the board provided for in such act shall have the authority to parole a child in his or her own home, or in a

free or boarding home, and so that such board can pay for the maintenance and support of such child.

H. B. 54. An act to repeal and re-enact sections 9 and 12 of chapter 53 of the Acts of the General Assembly of the Commonwealth of Kentucky, 1920, relating to the levy of taxes in cities of the third class for school purposes, fixing the limit of rate of taxation therein at $1.50 on each $100.00 of taxable property in such cities and otherwise re-enacting said sections 9 and 12 of said chapter 53.

H. B. 44. An act to repeal subsection 22 of section 415b, chapter 22b, Vol. 1 of Carroll's Statutes, of Kentucky edition of 1915, and to amend subsections 5, 9 and 15 of section 415b, chapter 22b, Vol. 1 of Carroll's Kentucky Statutes, edition 1915, and to amend subsection 6 of section 415, chapter 22b, of Vol. 3 of Carroll's Statutes, of Kentucky edition 1918.

H. B. 82. An act to amend section 2739g-62, Carroll's Kentucky Statutes, 1922 edition, approved March 23, 1920, and relating to the collection of automobile licenses and settlement for all moneys collected by the county clerk, and fixing his fees for making said collections.

Together with an amendment thereto by way of substitute therefor.

(For bill see House Journal of February 27.)

Said substitute is as follows, viz.:

An act to amend section 2739g-62, Carroll's Kentucky Statutes, 1922 edition, approved March 23, 1920, and relating to the collection of automobile licenses and settlement for all moneys collected by the county clerk, and fixing his fees for making said collections.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Upon filing application and paying the fee as hereinbefore provided, said owner shall be given a receipt containing the registration number and the information included in the application and two plates bearing said number. For services performed the owner shall pay the county clerk the sum of fifty cents (50c) for each registration.

§ 2. Should the owner lose his registration receipt, he may obtain a duplicate from the clerk upon filing a written statements to that effect, upon a form furnished by the commission, through the clerk, and for services rendered he shall pay to the clerk a fee of fifty cents (50c). Lost registration plate or plates shall be duplicated by the commission and furnished to the original owner by the clerk. The owner shall make a written statement as to the loss of such plate or plates to be thereafter issued he shall pay the sum of fifty cents (50c) for each plate, for which sum or sums the clerk shall thereupon issue his receipt, and for which service the owner shall pay the clerk the sum of fifty cents (50c). The possession of this receipt by the owner will permit him to operate his automobile upon the public highways until such time as he may receive his duplicate plate or plates, provided that he also display his registration number on a temporary plate or plates, said number to be printed, stamped or painted on heavy cardboard or other substantial material in such manner as to be plainly legible. The clerk, upon receipt of duplicate plate or plates shall immediaetly notify the owner by mail, and such owner shall within five days return to the clerk the receipt above mentioned and receive the duplicates, and for this service the owner shall pay the clerk the sum of fifty cents (50c).

§ 3. Whenever an automobile that has been previously registered changes ownership, the registration plates shall remain upon such automobile as a part thereof until the ex-

piration of the registration year, subject, however, to the following provisions:

(1) No person acting for himself or another shall offer for sale or trade any such automobile without then and there having in his actual physical possession the clerk's receipt for the registration fee for the current year.

(2) No person shall sell or trade any such automobile without transferring by endorsement of the owner and delivering to the purchaser the clerk's receipt for the registration fee for the current year

(3) No person acting for himself or another shall buy or trade for any such automobile without receiving the clerk's receipt for registration fee for the current year, endorsed as provided for above.

(4) Upon such change of ownership the purchaser, as the application for transfer of registration, shall present to the clerk the endorsed receipt of the original owner together with a copy of bill of sale, both of which the clerk shall retain, and the purchaser shall accompany same with a transfer fee of one dollar ($1.00) for which the clerk shall issue a receipt bearing the same data and information as is required on the original receipt except the change in name or address. For his services hereunder the purchaser shall pay the clerk a fee of fifty cents (50c). Said purchaser shall have in his possession a receipt showing such transfer before said automobile shall be operated on any public highway in this Commonwealth. Provided, if the purchaser junks or otherwise renders, the automobile unfit for future use as such he shall be relieved of the duty of transferring registration by the immediate delivery of registration plates, endorsed receipt and second copy of bill of sale, to the clerk, whereupon the clerk shall immediately return said plates, receipt and copy of bill of sale of the commission, and for these services the purchaser shall pay the clerk the sum of fifty cents (50c).

§ 4. Upon filing application and paying the fee as hereinbefore provided, said chauffeur shall be given a receipt on a

blank furnished by the commission, said receipt to contain his name and address, registration number and his description, and with it he shall also be given a numbered metal badge, and for his services the registrant shall pay to the clerk a fee of fifty cents (50c).

Said substitute was then adopted.

Said bill as amended was then passed.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	E. J. Doss	J. E. Robbins
L. D. Bax	Wm. M. Duncan	C. W. Ryans
Homer Beliles	O. C. Gartin	Arthur Saunders
S. A. Blackburn	T. H. Golden	Lee L. Simons
W. M. Boling	J. W. Howard	W. M. Simpson
Wm. H. Bornhorst	R. O. Huntsman	Geo. W. Smith
J. F. Bosworth	J. Roy Johnson	H. Q. Thompson
W. J. Brandenburg	A. J. Jolly	D. D. Thornberry
W. B. Bush	D. C. Jones	W. S. Tinsley
Allen B. Cammack	T. H. King	N. I. Toombs
J. G. Campbell	T. J. Knight	J. Wood Vance
R. J. Cain	E. B. Miller	M. E. Vaughan
Sherman Chasteen	Harry Miller	W. S. Wallen
Sam Cole	G. W. Morgan	W. D. Watkins
L. F. Coomes	Wm. J. Moore	C. Westerfield
J. L. Cushing	V. H. Redwine	F. E. Wilson
J. R. Dorman	J. F. Reed	

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Those who voted in the negative were—

W. L. Agee	C. W. Bennett	B. F. Day
T. H. Baker	J. E. Bickett	H. C. Duffy
J. H. Baughman	Lee Clark	D. E. Edwards
W. B. Belknap	F. W. Collings	G. W. Eller

H. M. Fultz	Leon P. Lewis	E. D. Morris
J. E. Hadden	Leroy Lewis	Chas. A. Nelson
W. R. Haselwood	Martin Light	F. V. Nunnelly
H. C. Hawkins	J. T. Linton	E. E. Palmore
L. J. Jeter	J. Will McFarlin	G. L. Perryman
Hector Johnson	W. J. McMurry	H. A. Pulliam
H. J. Kegley	R. D. McMurtry	G. W. Shadoan
John H. Lawson	J. L. Manning	A. W. Stamper
I. T. Layman	J. W. Martin	F. L. Strange
Oscar Leibson	J. L. Morgan	C. D. Vincent

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Resolved that the title thereof be as amended.

Mr. Simmons moved that the vote by which said bill was passed, as amended, be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Ordered that said bills be delivered to the Enrolling Clerk.

The House took up for consideration from the clerk's desk, a resolution which originated in the Senate, of the following title, viz.:

S. Res. 21. Concurrent resolution providing for the payment of expenses of contestee, and others in the matter of contest of J. F. Denton, Contestant vs. A. A. Demunbrun, Contestee, pending and decided in the Senate of the Commonwealth of Kentucky.

Said resolution is as follows, viz.:

(1) Whereas, J. F. Denton, of Allen County, Ky., instituted and conducted a contest against A. A. Demunbrun, of Edmonson County, Kentucky, for the office of Senator of and

from the 11th District of Kentucky, before the Senate of Kentucky, which contest has been here and determined, and on the 29th day of February, 1924, said contest was decided in favor of contestee, and

(2) Whereas, it appearing that in said contest said contestee has incurred expenses which were necessary thereto and that the sums set out in the body of the act represent the expenses of said parties; therefore,

Be it resolved by the Senate of Kentucky the House of Representatives concurring therein:

That said expenses, fees and charges herein set out and exemplified by accounts filed with the clerk of the Senate, be and the same are now allowed as contingent expenses of the Senate as follows, to-wit:

Morris & Jones, attorneys for contestee	$250.00
A. A. Demunburn, expense as per account	125.00
Miss Louise Sheehy, stenographer	156.00
	$531.00

The clerk of the Senate is therefore ordered and directed to certify the following to the Auditor of Public Accounts, and upon such certifications the Auditor will draw his several warrants upon the Treasurer of the State in the sum and in favor of the persons herein indicated as follows, to-wit:

A. A. Demunbrum	$125.00
Morris & Jones	250.00
Miss Louise Sheehy	156.00

Said resolution was rejected.

The yeas and nays being taken thereon in accordance

with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

Homer Beliles	G. L. Drury	G. L. Perryman
C. W. Bennett	O. C. Gartin	V. H. Redwine
W. M. Boling	J. W. Howard	J. F. Reed
J. F. Bosworth	R. O. Huntsman	J. L. Richardson
W. J. Brandenburg	A. J. Jolly	C. W. Ryans
J. G. Campbell	H. J. Kegley	Arthur Saunders
R. J. Cain	Oscar Leibson	Lee L. Simons
Lee Clark	Leon P. Lewis	W. M. Simpson
Sam Cole	Leroy Lewis	H. Q. Thompson
F. W. Collings	J. L. Manning	D. D. Thornberry
L. F. Coomes	Harry Miller	N. I. Toombs
J. L. Cushing	G. W. Morgan	J. Wood Vance
B. F. Day	Wm. J. Moore	W. S. Wallen
J. R. Dorman	Chas. A. Nelson	C. Westerfield
E. J. Doss	E. E. Palmore	

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Those who voted in the negative were—

W. L. Agee	W. R. Haselwood	J. W. Martin
T. H. Baker	H. C. Hawkins	E. D. Morris
J. H. Baughman	L. J. Jeter	F. V. Nunnelly
L. D. Bax	Hector Johnson	J. J. Patterson
W. B. Belknap	J. Roy Johnson	H. A. Pulliam
H. C. Duffy	D. C. Jones	J. E. Robbins
Wm. M. Duncan	John H. Lawson	G. W. Shadoan
D. E. Edwards	I. T. Layman	Geo. W. Smith
G. W. Eller	Martin Light	A. W. Stamper
J. O. Evans	J. T. Linton	F. L. Strange
H. M. Fultz	J. Will McFarlin	W. S. Tinsley
J. E. Hadden	W. J. McMurry	W. D. Watkins

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The Speaker then announced that in as much as said resolution carried an appropriation and having failed to receive a constitutional majority of all the members elected to the House, it was rejected.

Mr. Strange moved that the vote by which said resolution was rejected be reconsidered.

Said motion was agreed to.

Mr. Strange moved that said resolution be referred to Committee on Rules.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 134. An act to permit mutual fire or windstorm insurance companies and co-operative and assessment fire or windstorm insurance companies organized under the laws of the State of Kentucky to make re-insurance treaties or re-insurance contracts, and to cede to or accept from other insurance companies or other insurers insurance or re-insurance.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That any mutual fire or windstorm insurance company, or any co-operative and assessment, fire or windstorm insurance company chartered or organized under any law of this State, without amending its charter or articles of incorporation, may by policy, treaty or other agreement, cede to or accept from any other insurance company or insurer insurance or re-insurance upon the whole or any part of any risk, provided such other insurance companies or insurers shall at all times maintain the full standards of solvency required under the laws of this State of like insurance companies or insurers.

§ 2. Provided, however, that nothing in this act shall empower any such mutual fire or windstorm insurance company or any such co-operative and assessment fire or windstorm insurance company to assume or carry insurance or re-insurance on any risk or class of risks prohibited in its charter, or in its articles of incorporation, or in its by-laws.

§ 3. That complete copies of treaties for re-insurance, and contracts for re-insurance, excluding policies for re-insurance, shall be filed with and approved by the Insurance Commissioner of Kentucky, and the contracting companies shall pay the Insurance Commissioner a fee of five dollars for the filing of each such treaty or contract for re-insurance, and a fee of one dollar for the filing of each copy of any amendment to such treaties or contracts that have been formerly filed with the Insurance Commissioner.

§ 4. Any mutual fire or windstorm insurance company or co-operative and assessment fire or windstorm insurance company shall on the 31st day of December of each year, file in the office of the Insurance Commissioner of this State, a report showing the amount of premiums contracted for, by all of the above named companies in a reinsuring company, and shall pay to the State of Kentucky a tax of $2.00 on each $100.00 of the premiums paid to any company not authorized to do business in Kentucky.

§ 5. Any company authorized under this law failing to make a report under this law and pay the tax provided for herein, is subject to a fine not less than $100.00 or more than $500.00.

§ 6. All treaties of re-insurance provided under this law shall be open at all times for inspection in the Insurance Department on application of any citizen of the State of Kentucky asking the name of the re-insuring company, and the Insurance Department on application shall furnish the name of such re-insuring company.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with,

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	J. O. Evans	Wm. J. Moore
T. H. Baker	H. M. Fultz	E. D. Morris
J. H. Baughman	O. C. Gartin	Chas. A. Nelson
L. D. Bax	T. H. Golden	F. V. Nunnelly
W. B. Belknap	W. R. Haselwood	E. E. Palmore
Homer Beliles	H. C. Hawkins	J. J. Patterson
C. W. Bennett	J. W. Howard	G. L. Perryman
J. E. Bickett	L. J. Jeter	V. H. Redwine
S. A. Blackburn	J. Roy Johnson	J. F. Reed
W. M. Boling	A. J. Jolly	J. L. Richardson
Wm. H. Bornhorst	D. C. Jones	J. E. Robbins
W. J. Brandenburg	H. J. Kegley	C. W. Ryans
Allen B. Cammack	T. H. King	G. W. Shadoan
R. J. Cain	T. J. Knight	Lee L. Simons
Sherman Chasteen	John H. Lawson	W. M. Simpson
Lee Clark	I. T. Layman	Geo. W. Smith
Sam Cole	Oscar Leibson	H. Q. Thompson
F. W. Collings	Leon P. Lewis	W. S. Tinsley
L. F. Coomes	Leroy Lewis	N. I. Toombs
J. L. Cushing	W. J. McMurry	J. Wood Vance
B. F. Day	R. D. McMurtry	C. D. Vincent
J. R. Dorman	J. L. Manning	W. S. Wallen
E. J. Doss	J. W. Martin	W. D. Watkins
G. L. Drury	Harry Miller	C. Westerfield
Wm. M. Duncan	G. W. Morgan	F. E. Wilson
G. W. Eller	J. L. Morgan	

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Resolved that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 313. An act to amend and re-enact an act entitled "An act relating to the drainage and the prevention of overflow of lands, towns, cities, roads, streets, the establishment, organization and maintenance of drainage, levee, and reclamation districts, the construction and maintenance of public ditches, canals, drains, sewers, dams, levees, and the straightening, widening, deepening, enlarging and otherwise improving public ditches, drains, creeks, rivers or other streams, prescribing the method of procedure, the levying and collection of assessments for the payment of the costs and expense of establishing and organizing such districts the construction of such improvements, creating and incorporating boards of drainage commissioners and prescribing the duties of commissioners and other officers and employees, and providing for the payment of such officers and employes performing duties, the issuing and selling of district bonds, with which to secure funds with which to defray the cost and expenses of improvements hereunder," approved by the Governor March 26, 1918, and being chapter 64 of the Acts of 1918.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That subsection g of section 1 of an act relating to the drainage and the prevention of overflow of lands, towns, cities, roads, streets, the establishment, organization and

maintenance or drainage, levee and reclamation districts, the construction and maintenance of public ditches, canals, drains, sewers, and the straightening, widening, deeping, enlarging and otherwise improving public ditches, drains, creeks, rivers or other streams, prescribing the method of procedure, the levying and collection of assessments for the payment of the costs and expenes of establishing and organizing such districts, the construction of such improvements, creating and incorporating boards of drainage commissioners and prescribing the duties of commissioners and other officers and employes, and providing for the payment of such officers and employes performing duties, the issuing and selling of district bonds, with whcih to secure funds with which to defray the cost and expenses of improvements hereunder, be amended and re-enacted so that said subsection g of section 1 be amended and re-enacted so that said subsection g of section 1 of said act shall read as follows:

"Subsection g. Any person, firm or corporation, who considers himself aggrieved by any final judgment or order of any county court establishing, organizing, or refusing to establish, organize or provide for, or refusing to provide for the operation or maintenance of any drainage, levee or reclamation district, may pray and shall be granted an appeal to the circuit court of that county. Such appeal must be taken within thirty (30) days from the day on which the judgment or order was rendered, but not thereafter. The party or parties so prosecuting such appeal shall file with the clerk of the circuit court of the county wherein said order or judgment was entered by the county court, a certified copy of the order or judgment appealed from, and execute before the clerk of the circuit court a bond with good and sufficient security, to be approved by said clerk, conditioned that he or they shall prosecute said appeal and pay all costs that shall be adjudged against him or them on such appeal in the circuit court. Trials in the circuit court shall be de novo, as in this act provided, but no issues which were not raised by plead-

ings or exceptions in the county court shall be raised or considered on the trial in the circuit court. All orders made in the county court may be read in evidence in the circuit court without being copied. When appeals are prosecuted from the judgment or orders of the county court to the circuit court, the clerk of the county court shall immediately transmit to the clerk of the circuit court all the original papers, together with a copy of all orders in said proceedings. In like manner, any person, firm or corporation who shall consider himself aggrieved by any final order or judgment of the circuit court concerning the provisions of this act, may pray and shall be granted an appeal to the court of Appeals of Kentucky, which may be taken and prosecuted as other appeals from judgments of circuit courts, but such appeal, herein provided for, to the Court of Appeals, shall be taken within thirty (30) days from the day on which the order or judgment appealed from was rendered, unless the court extends the time until some date within next term of court; and unless such appeal be so taken within thirty days then the order or judgment of the circuit court shall became final. The party or parties prosecuting an appeal to the Court of Appeals of Kentucky shall, within thirty days from the day the order or judgment so appealed from was entered, execute a bond before the clerk of the circuit court, with good and suffiicient security, to be approved by the clerk, conditioned that he or they will prosecute said appeal with effect and pay all costs that may be adjudged against him or them in the Court of Appeals, and shall, within the same time file with the clerk of the Court of Appeals of Kentucky a certified copy of the order or judgment so appealed from, together with a copy of the bond so executed by him or them before the clerk of the circuit court, and, within sixty days from the day on which the order or judgment appealed from was entered, shall file with the clerk of the Court of Appeals of Kentucky, a transcript of the record in the proceedings so appealed from; and unless a certified copy of said order or judgment, together with a copy of

the bond above provided for is filed with the clerk of the Court of Appeals within thirty days from the rendition of the judgment, and unless a transcript of the record of such proceedings, as above provided for, be filed with the clerk of the Court of Appeals within sixty days from the day the said order or judgment appealed from was entered unless the court grant further time, the right of appeal shall then terminate and the judgment become final, and the said order or judgment of the circuit court shall then by proper orders of said court be executed as herein provided."

§ 2. That section 55 of said act be amended and reenacted so that said section 55 reads as follows:

"5. The court shall allow to the attorney or attorneys representing said petitioners, in the establishment of any district under this act up to the time same is established by the court, a reasonable fee for the services actually rendered. The court may also allow the attorney or attorneys for the board of drainage commissioners a reasonable fee for their services actually rendered. The fees and compensation to engineers shall not exceed ten dollars per day, and actual expenses in making the preliminary survey, nor shall the fees to any consulting engineer be in excess of ($30.00) thirty dollars per day, nor shall the services of a consulting engineer in any district be employed for more than ten days, and all engineering fees in the organization of the district under employment by the board of drainage commissioners shall not exceed five per centum of the gross cost of the improvement made. Any fees allowed in excess of the above schedule and entering into the total costs as the basis for making the levy of assessments, shall be grounds for exceptions which shall be sustained by the court unless the litigation is extraordinary and permission is first obtained from the court or judge in vacation to employ additional counsel to protect the interest of the district, and in that event, the maximum fees to be al-

lowed such additional counsel shall be fixed by the court or judge before the board shall make any contract for the employment of such additional counsel."

§ 3. All acts and parts of acts in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with,

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	B. F. Day	T. J. Knight
W. B. Ardery	J. R. Dorman	John H. Lawson
T. H. Baker	E. J. Doss	I. T. Layman
J. H. Baughman	G. L. Drury	Oscar Leibson
L. D. Bax	H. C. Duffy	Leon P. Lewis
W. B. Belknap	Wm. M. Duncan	Leroy Lewis
Homer Beliles	D. E. Edwards	W. J. McMurry
C. W. Bennett	G. W. Eller	J. L. Manning
J. E. Bickett	J. O. Evans	J. W. Martin
S. A. Blackburn	H. M. Fultz	G. W. Morgan
W. M. Boling	O. C. Gartin	J. L. Morgan
Wm. H. Bornhorst	T. H. Golden	Wm. J. Moore
J. F. Bosworth	W. R. Haselwood	Chas. A. Nelson
Allen B. Cammack	H. C. Hawkins	F. V. Nunnelly
R. J. Cain	J. W. Howard	E. E. Palmore
Sherman Chasteen	L. J. Jeter	H. A. Pulliam
Lee Clark	J. Roy Johnson	V. H. Redwine
Sam Cole	A. J. Jolly	J. F. Reed
F. W. Collings	D. C. Jones	J. E. Robbins
L. F. Coomes	H. J. Kegley	G. W. Shadoan
J. L. Cushing	T. H. King	Lee L. Simons

Geo. W. Smith	J. Wood Vance	C. Westerfield
F. L. Strange	C. D. Vincent	F. E. Wilson
W. S. Tinsley	W. S. Wallen	
N. I. Toombs	W. D. Watkins	

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Resolved that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lien on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 449. An act to amend and re-enact section 2, subdivision 1, chapter 1 of the acts of the Extraordinary Session of the General Assembly of 1917, as amended and re-enacted by section 2 of chapter 114 of the Acts of the General Assembly of 1922; and to amend and re-enact section 5, subdivision 1, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, which act was entitled "An act relating to revenue and taxation, creating a State Tax Commission, providing for the appointment, qualification and term of office of its members, prescribing its powers and duties, appropriating money therefor, providing for the assessment of property for taxation and the supervision and equalization of assessments and prescribing the powers and duties of county clerks, county assessors, sheriffs, collectors, the Railroad Commission, Auditor of Public Accounts and other officers performing some duty in reference to the taxation of property, creating county boards of supervisors, a State Board of Valuation and Assessment, and defining their powers and duties, prescribing penalties and repealing existing statutes;" being an act for the appointment of the mem-

bers of the State Tax Commission and fixing their terms of office and qualifications, and prescribing the salaries of the members of the State Tax Commission.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 2, subdivision 1, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, approved April 11, 1917, as amended and re-enacted by section 2 of chapter 114 of the Acts of the General Assembly of 1922, approved March 24, 1922, be amended by repealing said section 2, subdivision 1, chapter 1 of the Acts of the Extra-ordinary Session of the General Assembly of 1917, and also by repealing section 2 of chapter 114 of the Acts of the General Assembly of 1922, and inserting in lieu thereof the following section, so that when said sections are amended by substituting and re-enacting the following section in lieu thereof, the same shall read as follows:

Section 2. The terms of the members of the State Tax Commission shall commence on March 15, 1924, and the members appointed shall serve for their respective terms and until their successors are appointed and qualified. The Governor shall, by and with the advice and consent of the Senate, appoint one member to serve for a term of two years, one member to serve for a term of three years, and one member to serve for a term of four years. Thereafter, upon the expiration of the term of any member, his successor shall be appointed for a full term of four years from the expiration of the term of his predecessor. Vacancies in the membership of the State Tax Commission shall be filled by appointment by the Governor for the remainder of the unexpired term, but no vacancy shall impair the rights of the remaining members to exercise all the powers of the commission, nor relieve such members from discharging all the duties of the commis-

sion during such vacancy. The commissioners shall be eligible for reappointment.

§ 2. That section 5, subdivision 1, chapter 1 of the Acts of the Extraordinary Session of the General Assembly of 1917, approved April 11, 1917, be amended by repealing said section 5, subdivision 1, chapter 1 of the acts of the Extraordinary Session of the General Assembly of 1917, and inserting in lieu thereof the following section, so that when said section 5, subdivision 1, chapter 1 of the Acts of the Extraing section in lieu thereof, the same shall read as follows:

Section 5. Salary. Each commissioner shall receive a salary of five thousand ($5,000.00) dollars per annum, payable monthly as other State salaries are paid.

§ 3. It is the intention of the Legislature in enacting this law to enact each section thereof separately and specifically, and if any section or subsection thereof shall be held invalid or unconstitutional, the same shall not be held to affect in anywise any other section or part of this act, but they shall remain in full force and effect.

§ 4. All laws and parts of laws in conflict herewith are hereby repealed.

§ 5. Whereas, the appointment of the members of the State Tax Commission under the provisions of this act must be made and their appointment considered and confirmed by the Senate before its final adjournment on March 19, 1924, an emergency is hereby declared to exist and this act shall become a law and effective upon its passage and approval by the Governor.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with,

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said

bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	D. E. Edwards	E. E. Palmore
L. D. Bax	J. O. Evans	V. H. Redwine
W. B. Belknap	O. C. Gartin	J. F. Reed
Homer Beliles	T. H. Golden	J. L. Richardson
J. E. Bickett	J. E. Hadden	C. W. Ryans
S. A. Blackburn	W. R. Haselwood	Arthur Saunders
W. M. Boling	H. C. Hawkins	G. W. Shadoan
J. F. Bosworth	J. W. Howard	Lee L. Simons
W. J. Brandenburg	A. J. Jolly	W. M. Simpson
Allen B. Cammack	D. C. Jones	Geo. W. Smith
J. G. Campbell	T. H. King	F. L. Strange
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	I. T. Layman	D. D. Thornberry
Lee Clark	Oscar Leibson	W. S. Tinsley
Sam Cole	Leon P. Lewis	N. I. Toombs
F. W. Collings	Leroy Lewis	J. Wood Vance
L. F. Coomes	Martin Light	M. E. Vaughan
B. F. Day	J. T. Linton	C. D. Vincent
J. R. Dorman	W. J. McMurry	W. S. Wallen
E. J. Doss	J. L. Manning	W. D. Watkins
G. L. Drury	Wm. J. Moore	C. Westerfield
Wm. M. Duncan	E. D. Morris	F. E. Wilson

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Those who voted in the negative were—

W. L. Agee	L. J. Jeter	J. W. Martin
T. H. Baker	J. Roy Johnson	F. V. Nunnelly
C. W. Bennett	John H. Lawson	J. J. Patterson
H. C. Duffy	J. Will McFarlin	J. E. Robbins
G. W. Eller	R. D. McMurtry	A. W. Stamper
H. M. Fultz		

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Resolved that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 292. An act relating to the suspension and removal of officers in this Commonwealth by the Governor of the State, for neglect of duty, or for malfeasance or misfeasance in office.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That, if any sheriff, jailer, constable or peace officers of this Commonwealth guilty of gross misconduct in office, bribery, gross neglect to enforce the laws of this Commonwealth, gross immorality or habitual drunkenness, he shall be deemed guilty of neglect of official duty and shall be removed from office by the Governor. The proceedings for the removal of an officer from office under the provisions of this act shall be based upon written charges signed by the Governor setting forth the grounds for removal of the officer sought to be removed, and said charges must be supported by the affidavits of at least two witnesses, and which affidavits must be filed with the Governor as a part of the record in the proceedings. The said charges shall be recorded in the Executive Journal, and an attested copy thereof shall be made by the Secretary of State, and served upon the officer sought to be removed. No response shall be filed to said charges, but same shall stand traversed of record. The notice to the officer sought to be removed must give the time and place of the

hearing, and must give the officer named in said charges at least twenty days to prepare his defense. The case shall be heard before the Governor on oral testimony or by depositions, as the Governor may direct, and all testimony taken before the Governor shall be taken in shorthand notes and thereafter transcribed by the officer taking same, and filed as a part of the record. All depositions and exhibits filed shall also be made a part of the record. All exhibits, depositions and the transcript of testimony taken before the Governor shall be filed in the office of the Secretary of State as a part of the record in the proceedings. The officer sought to be removed shall have the right to appear in person before the Governor and testify and be represented by counsel.

The Governor shall consider all the testimony offered by each side and make a finding of facts, and if the Governor finds from the testimony that the officer charged with neglect of official duty is guilty of the charges made against him of neglect of official duty, he shall enter an order removing said officer from office. Said order of removal, together with the finding of facts, shall be signed by the Governor, and recorded in the Executive Journal in the office of the Secretary of State.

§ 2. Any officer removed from office under the provisions of this act shall have the right to take an appeal from the order of removal made by the Governor with ten (10) days from the date of the entry of said order removing said officer. The officer shall take said appeal by obtaining a certified copy of all charges, findings of fact, and orders entered in the proceeding against him from the Secretary of State and filing the same in the office of the Clerk of the Court of Appeals, and entering a motion in said court before the clerk thereof for an appeal from the order of the Governor removing him from office, and setting forth in said motion the alleged errors of fact and law committed by the Governor to his prejudice in said trial, and no response shall be filed to said motion or writ of error.

The Commonwealth of Kentucky shall be made appellee

in said appeal, and notice thereof shall be served upon the Governor immediately after same is filed in the office of the Clerk of the Court of Appeals, and if the Governor be out of his office or away from the seat of government, the said notice shall be served on the Attorney General or one of the assistants in his office. It shall be the duty of the Secretary of State after said appeal has been filed to immediately deliver the original record to the Clerk of the Court of Appeals, and append thereto a certificate showing that the same is the entire record in the case on file in said office of the Secretary of State. The case shall stand for immediate hearing in the Court of Appeals, and shall have precedence over all other cases, and if in vacation, the clerk of the court shall notify the Chief Justice of the filing of said appeal, and the Chief Justice shall thereupon continue said cause until court convenes in regular session or call in a quorum of said court and try the case, in his discretion.

The judgment of the court shall be final and shall be certified to the Secretary of State, and if the order of removal entered by the Governor shall be affirmed the same shall become effective immediately and said office deemed vacant.

The original papers in the case shall be returned to the Secretary of State after said case has been disposed of in the Court of Appeals.

§ 3. When any vacancy in any office arises by reason of removal from office under the provisions of this act, the said vacancy shall be filled as provided by law.

§ 4. Any officer removed from office under the provisions of this act shall be disqualified for a period of four years from holding office in this Commonwealth.

§ 5. The removal of an officer from office under the provisions of this act shall not be construed to be a bar to criminal prosecution as now provided by law for misfeasance or malfeasance or wilful neglect in discharge of official duties in such mode as may be prescribed by law.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with,

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

J. H. Baughman	T. H. Golden	F. V. Nunnelly
L. D. Bax	W. R. Haselwood	H. A. Pulliam
W. B. Belknap	H. C. Hawkins	V. H. Redwine
C. W. Bennett	J. W. Howard	J. F. Reed
J. E. Bickett	D. C. Jones	J. E. Robbins
W. M. Boling	H. J. Kegley	Lee L. Simons
W. J. Brandenburg	T. H. King	W. M. Simpson
W. B. Bush	T. J. Knight	Geo. W. Smith
Allen B. Cammack	Leon P. Lewis	A. W. Stamper
Sam Cole	Leroy Lewis	F. L. Strange
F. W. Collings	Martin Light	D. D. Thornberry
L. F. Coomes	J. T. Linton	W. S. Tinsley
J. L. Cushing	W. J. McMurry	N. I. Toombs
B. F. Day	J. W. Martin	J. Wood Vance
E. J. Doss	E. B. Miller	M. E. Vaughan
Wm. M. Duncan	Harry Miller	E. C. Walker
D. E. Edwards	E. D. Morris	W. D. Watkins
J. O. Evans	Chas. A. Nelson	C. Westerfield
H. M. Fultz		

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Those who voted in the negative were—

W. L. Agee	Wm. H. Bornhorst	G. W. Eller
W. B. Ardery	J. F. Bosworth	O. C. Gartin
T. H. Baker	R. J. Cain	J. E. Hadden
Homer Beliles	H. C. Duffy	R. O. Huntsman

L. J. Jeter	J. Will McFarlin	C. W. Ryans
J. Roy Johnson	R. D. McMurtry	G. W. Shadoan
Hector Johnson	J. L. Manning	H. Q. Thompson
A. J. Jolly	G. W. Morgan	C. D. Vincent
John H. Lawson	Wm. J. Moore	F. E. Wilson
I. T. Layman	E. E. Palmore	
Oscar Leibson	J. L. Richardson	

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Resolved that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

Mr. Simons of the Committee on Rules, offered the following resolution, viz.:

Resolution concerning the Kentucky Home Coming Association.

Said resolution is as follows, viz.:

Whereas, the Kentucky Home Coming Association has been formed by public spirited citizens of the Commonwealth to promote a general home coming of the sons and daughters of Kentucky now living in other states, and to provide appropriate entertainment for them while they are guests of the Commonwealth during the fortnight from June 16 to June 29th, and is and for months past has been engaged in promulgating news of the event throughout the world and in obtaining the names and addresses of individual Kentuckians who have left their homes here to reside elsewhere, and will presently send out tens of thousands of invitations asking these absentee Kentuckians to come back for the occasion, and

is now vigorously engaged in developing plans for the public entertainment of the great numbers who it is assured will come; therefore,

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

That Kentucky's 1924 Home Coming be and hereby is approved and endorsed; that the people of all counties of the Commonwealth are urged to co-operate in the all-Kentucky celebration which will center in Louisville from June 16 to June 22; that the people of all counties of the Commonwealth are also urged to hold county home coming celebrations in their own counties during the week of June 23 to June 29; that the Governor of Kentucky is requested to issue a proclamation calling on all absentee Kentuckians to drop all else and, at the time designated, forthwith begin their pilgrimages back to their old Kentucky home, and that the Governor of Kentucky also request the Governors of all other states to issue, at appropriate times, proclamations granting to the Kentuckians inside the boundaries of their respective states leaves of absence of sufficient duration to permit them to make the journeys back home to Kentucky and spend the full fortnight with fromer neighbors, old friends and kindred.

Said resolution was then adopted.

Mr. Simons moved that the vote by which said resolution was adopted be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Simons, of the Committee on Rules, offered the following resolution, viz.:

Concurrent resolution for the benefit of Miss Emma Lou Jillson, Assistant Superintendent of Public Printing.

Said resolution is as follows, viz..

Concurrent resolution for the benefit of Miss Emma Lou Jillson, Assistant Superintendent of Public Printing.

Whereas, during the session of the General Assembly Miss Jillson has been performing the services of Assistant Superintendent of Public Printing, and

Whereas, said work has required much exacting labor during the days and nights of the present session in order that the bills may be printed and received by the members when they are needed, and

Whereas, the salary Miss Jillson is now receiving is in no way commensurate with the duties she is required to perform; therefore,

Be it resolved by the House of Representatives and Senate, concurring therein:

That the sum of $150.00 be allowed her to further compensate her for the work she is required to do.

Said resolution was adopted.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

T. H. Baker	Allen B. Cammack	Wm. M. Duncan
L. D. Bax	J. G. Campbell	J. O. Evans
W. B. Belknap	R. J. Cain	O. C. Gartin
Homer Beliles	Sherman Chasteen	T. H. Golden
J. E. Bickett	Sam Cole	J. E. Hadden
S. A. Blackburn	L. F. Coomes	H. C. Hawkins
W. M. Boling	J. L. Cushing	J. W. Howard
Wm. H. Bornhorst	B. F. Day	R. O. Huntsman
J. F. Bosworth	E. J. Doss	A. J. Jolly
W. J. Brandenburg	G. L. Drury	D. C. Jones

H. J. Kegley	E. E. Palmore	D. D. Thornberry
T. H. King	G. L. Perryman	N. I. Toombs
Leon P. Lewis	V. H. Redwine	J. Wood Vance
J. L. Manning	J. F. Reed	M. E. Vaughan
E. B. Miller	J. L. Richardson	C. D. Vincent
Harry Miller	J. E. Robbins	W. S. Wallen
G. W. Morgan	C. W. Ryans	E. C. Walker
J. L. Morgan	Lee L. Simons	C. Westerfield
Wm. J. Moore	W. M. Simpson	
E. D. Morris	H. Q. Thompson	

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Those who voted in the negative were—

C. W. Bennett	J. Roy Johnson	Martin Light
H. C. Duffy	Hector Johnson	J. Will McFarlin
H. M. Fultz	I. T. Layman	J. W. Martin
W. R. Haselwood	Oscar Leibson	F. V. Nunnelly

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Mr. Simons moved that the vote by which said resolution was adopted be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Simons of the Committee on Rules offered a resolution of the following title, viz.:

S. Res. 12. Resolutoin providing for auditing of the highway department.

Said resolution is as follows, viz.:

Joint resolution providing for investigating and auditing of all of the accounts, letting of contracts and all other matters had by the State Highway Commission.

Whereas, considerable criticism has been had (whether deserved or not) of the actions and business methods of State

Highway Commission of Kentucky since its organization, and

Whereas, considerable discussion has been had upon this question, and believing that a thorough investigation should be made in order that both the Highway Commission and the taxpayers of the State should have the benefit of said investigation; therefore,

Be it resolved by the Senate of Kentucky, the House of Representatives concurring therein:

That the Governor of this State be and he is hereby authorized and directed to have investigated and audited all of the affairs of said Highway Commission, and shall have the power and authority to employ an expert accountant and consulting engineer for this purpose, and that there is hereby appropriated out of the State Treasury for said purposes the sum of ten thousand ($10,000.00) dollars, or whatever part thereof as may be deemed necessary by the Governor to expend for said purpose, and report of said investigation shall be sent by the Governor to the General Assembly when same shall have been completed.

Said resolution was adopted.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

J. H. Baughman	Lee Clark	J. O. Evans
L. D. Bax	Sam Cole	T. H. Golden
W. B. Belknap	F. W. Collings	J. E. Hadden
C. W. Bennett	L. F. Coomes	W. R. Haselwood
S. A. Blackburn	J. L. Cushing	H. C Hawkins
W. M. Boling	B. F. Day	J. W. Howard
Wm. H. Bornhorst	E. J. Doss	R. O. Huntsman
W. J. Brandenburg	G. L. Drury	A. J. Jolly
W. B. Bush	Wm. M. Duncan	D. C. Jones
Allen B. Cammack	D. E. Edwards	H. J. Kegley

T. H. King	E. D. Morris	D. D. Thornberry
T. J. Knight	Chas. A. Nelson	N. I. Toombs
Leon P. Lewis	F. V. Nunnelly	J. Wood Vance
Leroy Lewis	G. L. Perryman	M. E. Vaughan
Martin Light	V. H. Redwine	W. S. Wallen
J. T. Linton	J. E. Robbins	E. C. Walker
J. Will McFarlin	Lee L. Simons	W. D. Watkins
J. L. Manning	W. M. Simpson	C. Westerfield
E. B. Miller	A. W. Stamper	
J. L. Morgan	F. L. Strange	

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Those who voted in the negative were—

W. L. Agee	G. W. Eller	J. W. Martin
T. H. Baker	O. C. Gartin	G. W. Morgan
J. E. Bickett	L. J. Jeter	Wm. J. Moore
J. F. Bosworth	Hector Johnson	E. E. Palmore
J. G. Campbell	John H. Lawson	J. L. Richardson
R. J. Cain	I. T. Layman	W. S. Tinsley
Sherman Chasteen	Oscar Leibson	C. D. Vincent

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Mr. Simons moved that the vote by which said resolution was adopted be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 223. An act creating a State Board of Education, providing its powers, duties and functions, repealing sections of Carroll's 1918 edition of Kentucky Statutes, to-wit: Sections 4377, 4378, 4379, 4380, 4381, 4382, 4383, 4369b-2, 4535k-1, 4535k-3, 4535k-5, relating to membership of the State Board of Education, its powers, and duties; also acceptance of an act of Congress providing for Vocational Education Board

and an act of Congress relating to vocational rehabilitation and reaffirming acceptance of these acts, and in lieu thereof, enacting sections and subsections vesting the general administration and supervision of the schools and school fund in the State Board of Education, setting forth certain powers, privileges and duties of the State Board.

Said bill is as follows, viz.:

"An act to amend and re-enact section three of an act of the ninteen hundred and eighteen session of the General Assembly of the Commonwealth of Kentucky, same being chapter seven of the Acts of nineteen hundred and eighteen, and entitled: 'An act to accept the conditions of an act of Congress of the United States entitled 'An act to provide for the promotion of vocational education; to provide for the co-operation with the states for the promotion of such education in agriculture and the trades and industries; to provide for the co-operation with the states in the preparing of teachers for vocational subjects; and to appropriate money and regulate its expenditure;' and to provide for the inspection of schools maintaining vocational courses and appropriating money to enable the Commonwealth of Kentucky to receive the benefits of the act and to provide the expenses of supervision and inspection of such schools maintaining courses in accordance with the aforesaid federal acts,' " and section 4535k-5, relating to qualifications and certification of teachers by Vocational Education Board.

And repealing the following sections of an act approved March 23, 1922 (Acts of 1922, chapter 66), relating to industrial rehabilitation, being an act entitled:

"An act to provide for the acceptance of the benefits of an act passed by the Senate and House of Rperesentatives of the United States of America in Congress assembled (H. R. 4438, approved June 2, 1920), entitled 'An act to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise and their return to civil employ-

ment:' to provide for the administration of same and to make appropriations for such purposes,' " to-wit:

Section 1, relating to the acceptance by the Commonwealth of Kentucky of an act of Congress of the United States relating to vocational rehabilitation; section 2, empowering the State Board of Vocational Education to co-operate with the Federal Board of Vocational Education in Industrial rehabilitation; section 3, relating to the State Vocational Board's co-operating with the Workmen's Compensation Board of Kentucky; section 5, designating the State Treasurer as custodian of all funds for vocational rehabilitation; and section 6, authorizing State Board of Vocational Education to accept gifts, bequests, etc., for vocational rehabilitation.

And enacting in lieu thereof sections and subsections vesting the general administration and supervision of the common schools of the Commonwealth of Kentucky and of the common school fund in a State Board of Education, which, with the Superintendent of Public Instruction, his professional and other assistants, shall be known as the State Department of Education; relating to the appointment of members of the State Board of Education, other than the Superintendent of Public Instruction, their terms of office, qualifications, oath of office, and the filling of vacancies; relating to the office of the State Board of Education, annual and other meetings, rules and officers; relating to traveling and necessary expenses of State Board members; relating to corporate powers of the State Board of Education; relating to the State Board of Education taking and holding property for the benefit of the common schools; relating to the enforcement by the State Board of Education of the school attendance laws and of its published regulations, and the removal of school board members for cause; relating to the determination, by the State Board of Education and Superintendent of Public Instruction, of educational policies and the development of educational sentiment; relating to the

prescription and publication, by the State Board of Education, of regulations governing construction of public school house buildings, and the approval of plans for the same; relating to the prescription and publication by the State Board of Education of regulations governing the physical equipment of school grounds, school buildings, and classrooms; relating to the prescription, by the State Board of Education, of the studies to be taught in elementary schools and high schools, and minimum courses of study for the same; relating to the re-acceptance of the provisions of the Federal Vocational Education Act, and to the State Board of Education co-operating with the Federal Board of Vocational Education in carrying out the provisions of this act; relating to the prescription and publication, by the State Board of Education, of regulations governing the educational equipment of school buildings and class rooms; relating to the prescription and publication, by the State Board of Education, of regulations governing the accrediting of schools and departments of schools for the training of teachers and governing the certification of all regular public school employes; relating to the prescription and publication, by the State Board of Education, of regulations determining the length of the school day, school holidays, pay of teachers when absent, and providing for the proper observance of special days; relating to the prescription and publication, by the State Board of Education, of regulations governing the grading and classification of public elementary schools and public high schools; relating to the prescription and publication, by the State Board of Education, of regulations governing the attendance of school children; relating to the prescription and publication of regulations governing the medical inspection and physical education of public school children, of county summer schools for teachers, and teacher-training departments in high schools; relating to the re-acceptance of "An act to provide for the promotion of vocational rehabilitation of persons disabled in industry or otherwise, and their return to civil employment;"

relating to the prescription and publication, by the State Board of Education, of regulations governing the preparation of the budgets of county and graded common school districts; relating to the blanks to be furnished and the reports to be required by the State Board of Education from public schools; relating to the reports to be required by the State Board of Education from public schools of collegiate grade, and from private schools of elementary and high school grade; relating to the preparation and transmission of the biennial state public school budget; relating to the annual report of the State Board of Education to the Governor; relating to legislation by the State Board of Education; relating to an annual audit of the business and financial transactions of the State Board of Education; relating to the recommendation, by the Superintendent of Public Instruction, of removal of school board members for cause; also recommendation to proper school authorities, of removal of county superintendents and principals of graded common school districts for cause; relating to the execution of the educational policies of the State Board of Education by the Superintendent of Public Instruction, holding of educational conferences, publication of school laws, publication of educational bulletins and pamphlets, and reception and examination of all reports required by the State Board of Education, and the examination of expenditures, business methods and accounts of school boards; so that when enacted and re-enacted it shall read as follows:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 4377. The State Board of Education shall consist of the Superintendent of Public Instruction as ex-officio chairman and executive officer and eight other members who shall be resident citizens of Kentucky at least three years prior to their appointment. The appointive members shall be appointed by the Governor for terms of four years from the first day of July next succeeding their appointments, and they

shall serve until their respective successors are appointed and qualified. Provided, that, in making the first appointments under this section, the Governor, immediately after this act goes into effect, shall appoint two members to serve from July 1st, 1924 to July 1, 1925, two members to serve from July 1, 1924, to July 1, 1926, two members to serve from July 1, 1924, to July 1, 1927, two members to serve from July 1, 1924, to July 1, 1928, and until their respective successors are appointed and qualify. Thereafter, as the respective vacacies occur, appointments to this board shall be made by the Governor on or before the first day of July, and the term for each member so appointed shall be for four years.

Members of the State Board of Education shall qualify by taking the oath required of state officers, as prescribed in section 228 of the Constitution.

Members of the board shall be appointed solely because of their character and fitness, but there shall not be appointed to this board at any one time, nor shall there serve on this board at any one time, more than four appointed members from the same political party. The political fealty of members shall be determined by the vote or sympathy at the last preceding election prior to appointment. Four members shall be actively engaged in school work and four in business, or profession other than school work.

Vacancies on the board for any cause shall be filled by the Governor for the unexpired term and until a successor is appointed and qualifies. Appointive members of the board shall be eligible for re-appointment unless otherwise disqualified by the provisions of this section.

Section 4378. The office of the State Board of Education shall be at the capital of the state, and shall be provided by the state. An annual meeting shall be held each year at its office on the first Monday of July or as soon thereafter as practicable. Other meetings may be held at such times and at such places as the duties and business of the board may require, and as determined by the board, or on the call of the

chairman or on the written request of five members of the board.

The rules and regulations generally adopted by deliberative bodies for their government shall be observed by the State Board of Education. A majority of the board shall constitute a quorum, and no motion or resolution shall be declared adopted without the concurrence of a majority of the whole board.

The board shall upon recommendation of the chairman appoint a secretary.

The chairman together with the secretary shall conduct all correspondence of the board, issue calls for meetings, prepare the docket or calendar for the same, keep the minutes of the proceedings, preserve in the office of the board all of its records, and make reports requested of the board, receive all reports required by it, seeing that they are in proper form, complete and accurate, and shall perform such other secretarial duties as may hereafter be imposed by law.

As chairman, the Superintendent of Public Instruction, while possessed of all the rights, powers, and privileges that appertain to and belong to any other members of the board, shall be the active agent through whom the board performs its several duties; he shall enforce the school law, execute the policies of the board, advise it on technical educational matters and school finances, represent it in dealing with the public, the General Assembly, the staff of the Sate Department of Education, public school officials and teachers.

The State Treasurer shall be the treasurer of the State Board of Education. As treasurer of the State Board of Education, the State Treasurer shall receive and hold all moneys which the State Board of Education is entitled to by law or by the Constitution, or which may come into its possession, and shall hold all such moneys as a separate fund in his hands. He shall invest and pay out such moneys only on the warrant of the Auditor of the State. The Auditor shall issue his warrant on the State Treasurer, as treasurer of the State Board

of Education, only on requisition signed by ex-officio chairman and the secretary of the State Board of Education. The treasurer of the State Board of Education shall keep such records and accounts of its funds, and in such manner and form, and make such reports thereon to it, as the State Board of Education may require.

Section 4379. Members of the State Board of Education shall receive their actual traveling and other necessary expenses incurred in attending the meetings and transacting the business of the board both within and without the state, said expenses not to exceed an average of $250 each in any year.

Section 4380. The State Board of Education is created a corporation under the name of the Kentucky State Board of Education, with the right to have a common seal, which shall be used at the discretion of the board, to sue and be sued, to take, hold, and dispose of property, to make contracts; and it is vested with all other powers conferred on corporations by the state, so far as such powers are necessary or convenient to the attainment of the objects of the board and the performance of its duties as defined by the Constitution and laws of the state. The bonds, certificates of stock, or other evidence of property held by the board for common school purposes shall be in the custody of the treasurer of the board, and the place of deposit shall be shown by the records of the board. The corporate acts of the board shall be attested by the signature of the chairman and the secretary of the board.

Section 4381. The State Board of Education shall take, hold, and possess, for the benefit of the common schools of the state, all moneys and all properties to which it may be entitled by law, by Constitution, by gift, bequest, or otherwise, and shall have general control and supervision of all public education in the state except as otherwise provided by law.

Section 4382. The prescribed regulations of the board, when published, shall have the force of law, unless in conflict with the laws of the state. The board may prescribe and

publish regulations not conflicting with the state law, and these regulations shall have the force and effect of law.

The State Board of Education shall remove from office any school board member found guilty of immorality, misconduct in office, incompetency, insubordination, or wilful neglect of duty. Such school board member shall be given a copy of the charges against him and an opportunity of being publicly heard, in person or by counsel, and to present witnesses, upon not less than ten days' notice.

Section 4383. The State Board of Education shall prescribe and publish regulations for the sanitary and protective construction of public school buildings and toilets. It shall from time to time prepare and publish suggestive plans for public school buildings and toilets, and shall advise public school officials and interested citizens on planning and constructing the same.

Section 4383-1. The State Board of Education shall prescribe and publish regulations governing the physical equipment of school grounds, school buildings and classrooms, and shall from time to time prepare and publish bulletins on the same.

Section 4383-2. The State Board of Education shall prescribe and publish a list of the studies to be taught in public elementary schools and all public high schools, also minimum courses of study for all elementary and public high schools. These courses of study shall be printed in such quantities as to provide each public school official and public school teacher with a copy.

In every public elementary school in the state there shall be taught, and taught in the English language, reading, spelling, handwriting, arithmetic, oral and written English, geography, history of the United States and Kentucky, community civics, agriculture, hygiene and sanitation, including the effects of intemperance, and physical education, and there may be taught such other optional studies as may be prescribed by the State Board of Education, or required by law.

Section 4383-3. The State Board of Education shall cooperate with the Federal Board of Vocational Education in the administration of the provisions of the act of Congress approved February 23, 1917, entitled, "An act to provide for the promotion of vocational education; to provide for co-operation with the states in preparation of teachers of vocational subjects, and to appropriate money and regulate its expenditure," and the Commonwealth of Kentucky hereby reaffirms its acceptance of the provisions and benefits of the aforesaid act of Congress.

Section 4383-4. The State Board of Education shall prescribe and publish regulations governing the educational equipment of school buildings and classrooms, and shall publish from time to time suggestive bulletins on the same.

Section 4383-7. The State Board of Education shall, subject to the certification law, prescribe and punish regulations for the accrediting of schools and professional departments of schools for the training of teachers; also for the certification of regular public school employes, and, on appeal, shall revoke certificates so issued, for immorality, misconduct in office, incompetency, insubordination, or wilful neglect of duty. The party against whom charges are preferred shall have opportunity to be publicly heard in his own defense, in person or by counsel, and to present witnesses, upon not less than ten days' notice.

Section 4383-5. The State Board of Education shall prescribe and publish regulations determining the length of the school day, the holidays on which schools shall be closed, the pay of teachers during absence because of sickness or quarantine, or when the schools are closed by quarantine or otherwise, and the proper observance of special days.

Section 4383-6. The State Board of Education shall prescribe and publish regulations for grading and classifying all public elementary and public high schools. It shall limit —on the basis of equipment, length of school term, enrollment and attendance, number and preparation of the teachers em-

ployed—the years, grade and scope of instruction to be offered in such schools, and no public school shall offer high school instruction unless so authorized by the State Board of Education.

The board shall prescribe and publish the minimum requirements for issuing diplomas from the elementary schools and the public high schools of the state, and shall publish annually a list of public high schools, showing the classification of each, and from time to time, similar lists for elementary schools.

On request, the State Board of Education shall classify the private high schools of the state, and annually publish a list of the same, showing the classification of each when classified according to the same standards as are employed in classifying public high schools.

Section 4383-7. The State Board of Education shall prescribe and publish regulations for taking and keeping a census of all children in the state between six and eighteen years of age, and shall prescribe blanks for same. The State Board of Education may at any time cause the whole or any part of the school census of any county, city or graded common school district to be retaken, if in the judgment of the board the whole or any part of such census has not been properly taken, kept or reported.

Section 4383-8. The State Board of Education shall, subject to the school attendance laws, prescribe and publish regulations governing the attendance of school children.

Section 4383-9. The State Board of Education shall prescribe and publish regulations governing the medical inspection and the physical education and physical recreation of the public school children.

Section 4383-10. The State Board of Education shall cooperate with the Federal Board of Vocational Education in the administration of the provisions of the Act of Congress, approved June 2, 1920, entitled: "An act to provide for the promotion of vocational rehabilitation of persons disabled

in industry or otherwise, and their return to civil employment,'' and the Commonwealth of Kentucky hereby reaffirms its acceptance of the provisions and benefits of the aforesaid Act of Congress.

Section 4383-11. The State Board of Education shall prescribe regulations governing the preparation of county and graded common school district budgets, salary schedules and school accounting.

Section 4383-12. The State Board of Education shall require such monthly and annual reports, educational and financial, from school officials, teachers, and other regular public school employes as in its judgment are necessary for the efficient administration of the public schools, and may withhold funds of any county or district until proper reports from same are received.

The State Board of Education shall prescribe and furnish a uniform series of forms and blanks for use of county boards of education, boards of trustees, school officials, teachers and other regular public school employes, and shall require all financial accounts, including current financial records and accounts and the annual school budget, and all educational records to be kept and all reports to be made according to these forms and blanks. The members of any board of education failing to furnish such reports, or to use such forms and blanks or forms and blanks approved by the State Board of Education, shall be deemed guilty of misconduct in office and subject to removal from office.

Section 4383-13. The State Board of Education may require all public institutions of collegiate grade to report annually before the last day of June, as to enrollment, age of pupils and attendance, on such forms as the State Board of Education may provide.

The State Board of Education shall require all private schools of an elementary or high school grade to report monthly on forms provided by the State Board of Education, to the city superintendent of schools, graded common school

district principal, or the county superintendent of schools, according to the location of the private school in question, giving the name of each pupil enrolled of compulsory school age, date of enrollment, total days of attendance to date, and the number of days in attendance during the month in which the particular report is made.

Section 4383-14. The State Board of Education shall transmit to the Budget Appropriation Commission a state public school budget for each year of the biennium, including the annual appropriation required for the State Department of Education, for vocational education, for vocational rehabilitation, for county summer training schools for teachers and for high school teacher-training departments, and such other appropriations as may be required for the support of the common schools and the encouragement of public education.

Section 4383-15. The State Board of Education shall submit each year on or before the first day of January, to the Governor an annual report, touching the activities of the State Department of Education and indicating the status of educational conditions, progress and needs of the common schools throughout the state. Such annual report shall be printed in sufficient quantities for general distribution. The State Board of Education shall submit such other report as may be deemed desirable.

Section 4383-16. The State Board of Education shall consider the educational needs of the state, and through the superintendent of public instruction recommend to the Governor and the General Assembly such additional legislation, or changes in existing legislation, as may be deemed desirable.

Section 4383-17. The State Board of Education shall provide each year, as soon as possible after July 1, for a complete audit by the Auditor of Public Accounts or other agent, of its business and financial transactions, and the records and accounts of its treasurer, during the preceding school year, and the board shall publish the results of the audit.

The State Board of Education shall provide its executive

officer, his professional and other assistants with appropriate and comfortable offices, and shall see that all expenses incurred in the performance of their duties, as prescribed by law, are paid.

Section 4383-18. None of the provisions of the foregoing section of this act shall apply to either of the Normal Schools established for the training of teachers in this Commonwealth.

Mr. Simons moved that the House do now resolve itself into the Committee of the Whole for the purpose of hearing Hon. McHenry Rhoads discuss said bill.

Said motion was agreed to.

Thereupon the Speaker vacated the chair and designated Mr. Simons as Chairman of the Committee of the Whole.

After a time, the Speaker having resumed the chair, Mr. Simons, Chairman of the Committee of the Whole, reported progress.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and rejected.

The yeas and nays being taken thereon in accordance with the provision of the Constitution, were as follows, viz.:

Those who voted in the affirmative were—

Allen B. Cammack	E. J. Doss	J. Roy Johnson
R. J. Cain	J. E. Hadden	A. J. Jolly
Sherman Chasteen	J. W. Howard	T. H. King
Lee Clark	L. J. Jeter	T. J. Knight

Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. Will McFarlin
R. D. McMurtry
E. B. Miller
Wm. J. Moore
F. V. Nunnelly
E. E. Palmore
G. L. Perryman
H. A. Pulliam
J. F. Reed
A. W. Stamper
D. D. Thornberry
W. S. Tinsley
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
F. E. Wilson

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Those who voted in the negative were—

W. L. Agee
T. H. Baker
L. D. Bax
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
W. J. Brandenburg
W. B. Bush
J. G. Campbell
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
G. L. Drury
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
T. H. Golden
W. R. Haselwood
H. C. Hawkins
R. O. Huntsman
Hector Johnson
I. T. Layman
J. T. Linton
W. J. McMurry
J. L. Manning
J. W. Martin
Harry Miller
G. W. Morgan
J. L. Morgan
J. J. Patterson
V. H. Redwine
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
F. L. Strange
H. Q. Thompson
N. I. Toombs
W. D. Watkins
C. Westerfield

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Mr. Simons moved that the vote by which said bill was rejected be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed bills which originated in this House of the following titles, viz.:

H. B. 216. An act relating to office and officers.

H. B. 408. An act to amend and re-enact section 3766c Kentucky Statutes, Carroll's Edition, being chapter 93b of the Acts of 1912, regulating the sale of opium.

H. B. 409. An act to amend and re-enact section 2635a of the Kentucky Statutes, Carroll's edition, regulating the sale of cocaine and its salts and alpha and beta eucaine or their salts or any admixture containing cocaine or eucaine.

H. B. 173. An act to amend subsection 35 of section 3290, Carroll's Kentucky Statutes, 1915 edition, relating to the sale of franchises.

H. B. 116. An act providing for the creation of water districts, the appointment of city commissioners and specifying their powers and duties.

H. B. 196. An act adopting as the law of the Commonwealth of Kentucky the sixth edition of Carroll's Kentucky Statutes, compiled and edited to January 1, 1922, and issued in the year 1922.

H. B. 279. An act to amend section 3656, Kentucky Statutes, in reference to compensation of appraisers of personal property of decedents' estates.

H. B. 490. An act to repeal and to re-enact with amendments article VIc, section 4535a-1 to section 4535b-2, inclusive, of Kentucky Statutes, Carroll's edition of 1915.

H. B. 341. An act relating to game birds and game animals, and to amend chapter 122, Acts 1920, sections 6 and 16, for the protection of deer, wild turkey, pheasants and Hungarian partridges.

Ordered that said bills be delivered to the enrolling clerk of this House.

Mr. Golden of the Committee on Enrollment reported that they had examined and found to be correctly enrolled bills of the following titles, viz.:

H. B. 131. An act to amend chapter 67 of an act to establish project 61 in the primary system of state highways.

H. B. 536. An act to provide for a progressive tax on transfers of collateral inheritances, and to amend sections 4281a, 4281b, 4281c, 4281d, 4281e, 4281f, 4281g, 4281h, 4281i, 4281j, 4281k, 4281l, 4281m, 4281n, 4281p, 4281q, 4281r, 4281a, of Carroll's Kentucky Statutes, 1915, as amended by an act entitled, "An act providing for progressive tax on direct and collateral inheritances," being chapter 36 of the Acts of the General Assembly of 1916, as amended by an act entitled, "An act to more clearly define the method and procedure for the imposition of inheritance taxes on contingent interests or estates and to amend sections 4281a to 4281s, both inclusive, Kentucky Statutes, Carroll's 1915 edition, and chapter 26 of the Acts of 1916, by prescribing the rate of tax and the method of collecting same on contingent interests or estates and providing for a refund upon the happening of the contingency to persons who are required to pay a less amount than the tax imposed and paid," being chapter 56 of the Acts of the General Assembly of 1918, as amended by an act entitled, "An act relating to the collection of inheritance tax, requiring certain reports of county court clerks and imposing certain duties upon the State Tax Commission and otherwise designating a method of procedure in the collection of such tax," being chapter 44 of the Acts of the General Assembly of 1920.

H. B. 175. An act appropriating money to pay certain expenses authorized by the State Registration Board, created by act of the General Assembly of 1922, and which act was later declared invalid by the courts, but only after said expenses had been incurred in good faith and the work directed had been performed.

H. B. 104. An act prescribing the effect of appeals from orders or judgments of trial courts on motion to quash process or officers' return thereon.

H. B. 277. An act to provide for the establishment and maintenance of a sub-experiment station of the agricultural experiment station of the University of Kentucky, near Princeton, in Caldwell county, designating and prescribing the name and purpose thereof and appropriating the sum of twenty thousand dollars ($20,000.00) annually for the operation and maintenance of said sub-experiment station and providing the manner in which the appropriation is to be paid.

H. B. 372. An act to repeal and re-enact section 75 of Carroll's Criminal Code of Practice, sixth edition, 1919.

H. B. 338. An act to increase the compensation of the clerical assistants of the judges and of each commissioner of the Court of Appeals and for that purpose to amend section 962a of the Kentucky Statutes, edition of John D. Carroll of 1915.

H. B. 462. An act to exempt from jury service members of city and county boards of education and also the executive officers, superintendents, principals, teachers and other employes of such boards of education while the common schools are in session.

H. B. 201. An act to provide for the care and treatment of crippled children and to create a commission to carry out the provisions of this act and to provide funds to defray the expense incident to such care and treatment and declaring an emergency.

H. B. 185. An act to repeal and re-enact an act approved March 23, 1910, entitled, "An act to amend section 1884 of

chapter 52 of the Kentucky Statutes, Carroll's edition of 1909, entitled 'Fiscal Courts.' ''

H. B. 373. An act relating to idiots and lunatics.

H. B. 439. An act to repeal section 1 of chapter 12, Acts of 1910, and to provide for appointment of a reporter of Court of Appeals and Clark to Reporter and to fix their compensation.

H. B. 220. An act to prohibit trespassing upon railroads, trains, engines and cars, to prevent interference with the air brakes and couplings on same, and repealing section 805 of Carroll's Kentucky Statutes, 1922 edition.

H. B. 350. An act making an appropriation for completing the monument on the birthplace of Jefferson Davis at Fairview, Kentucky.

H. B. 60. An act to repeal and re-enact section 3845, Kentucky Statutes, 1915 edition, relating to personal representatives.

H. B. 189. An act relating to roads and highways.

H. B. 501. An act establishing as a part of the primary system of state highways of the Commonwealth of Kentucky, a road running from Carrollton, Carroll county, Kentucky, via the Little Kentucky river and Hardy creek, to Bedford, Trimble county, Kentucky, and designating said road as project No. 13b.

H. B. 324. An act to amend section lve, chapter seventeen, of the Acts of the General Assembly of nineteen and twenty, relating to roads and highways.

H. B. 345. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of 1920.

H. B. 541. An act relating to roads and bridges, establishing a road from the Rockcastle river bridge at the place where the Dixie Highway crosses said river to McKee.

H. B. 494. An act establishing a road leading from Longridge to Cherry Grove by Jonesville, Downingsville, Stewartsville, Heekin to Cherry Grove.

H. B. 325. An act relating to roads and highways.

H. B. 510. An act establishing as a part of the primary system of state highways a road leading from the point of intersection of Hodgenville and Sonora road with the Dixie Highway, project No. 3, in Hardin county, to Hodgenville in Larue county, following as nearly as practicable the said Hodgenville and Sonora road, and designating same as project No. 3½.

H. B. 39. An act establishing as a part of the primary system of state highways a road from Beattyville, Lee county, via Zacheriah, to Pine Ridge, Wolfe county, and thereby intersecting the state primary road from Stanton to Campton and designating said road as project No 31a.

H. B. 344. An act to repeal and re-enact project No. 20 of section 5 of chapter 17 of the Acts of 1920, relating to roads and bridges.

H. B. 546. An act relating to roads and bridges and establishing a new project to be a part of the state primary system of roads, from Hyden, Leslie county, to connect with the Manchester, Red Bird-Pineville project at or near Beverly.

H. B. 473. An act establishing as a part of the system of state primary roads, a road leading from Hodgenville, in Larue county, to Campbellsville, in Taylor county, via Jericho, Malt, Hibernia and Badger, and following as nearly as practicable the old Hodgenville and Buffalo turnpike and Hodgenville and Campbellsville road, but passing said points, said road to be known and designated as project No. 41½.

H. B. 412. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges.

H. B. 157. An act establishing and making the road leading from Williamsburg via Red Bird on Cumberland river to Cumberland Falls a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project No.....

H. B. 413. An act to amend and extend chapter 17 of the Acts of 1920 so as to include in the primary system of state highways the roads from Stanton, Ky., via Clay City to Mt. Sterling. Ky.

H. B. 154. An act amending chapter 17 of the Acts of 1920 and creating project No....., extending from Shawneetown, Ill., through Morganfield, Boxville and Tilden to an intersection with project No. 2 of said chapter 17.

H. B. 297. An act to amend chapter 79 of the General Assembly of 1922, as approved by the Governor March 23, 1922, entitled, An act establishing a road running from Barbourville, Kentucky, via Williamsburg, via Bond-Jellico, via Jellico creek, via Cross Roads to Pine Knott, in McCreary county, Kentucky, as a state primary road, and designating said road as project No. 22a.

H. B. 160. An act relating to roads and bridges and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No....., extending from Willow via Holton's Corner and Double Beach to Falmouth.

H. B. 481. An act establishing and making the road leading from Owensboro, via Utica, Livia, Nuckols, Livermore and Island to South Carrollton, a part of the primary system of state highways of the Commonwealth of Kentucky, and designating said road as project No.....

H. B. 537. An act establishing as a part of the primary system of state highways a road running from Campbellsville, Ky., via Cain Valley and Columbia, via Crocus, in Clinton county, Kentucky and designating said road as project No.....

H. B. 411. An act relating to Road and Highways making the Russellville and Morgantown road part of State Primary System.

H. B. 502. An act establishing as a part of the primary system of State Highways of the Commonwealth of Kentucky, a road running from Ghent, Carroll county, Kentucky, via Sanders to New Liberty, in Owen county, Kentucky, and designating said road as Project No. 13A.

H. B. 527. An act relating to Roads and Bridges and amending chapter 17 of the Acts of the General Assembly 1920.

H. B. 96. An act relating to Roads and Highways.

H. B. 522. An act to amend chapter 82, acts of 1922. entitled "An act to Amend chapter 17, Acts of the General Assembly of 1920, as approved by the Governor March 16, 1920,

relating to roads and bridges and creating department of State Roads, Highways, &c.''

H. B. 377. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges.

H. B. 73. An act relating to public roads and highways.

Thereupon all other business was suspended, said bills were read at length and compared in open session and found to be correctly enrolled. Thereupon the Speaker, in open session and in the presence of the House, affixed his signature thereto.

Ordered that the Enrolling Clerk deliver said bills to the Senate.

After a time the Enrolling Clerk delivered the original and enrolled copies of said bills, duly signed by the president of the Senate into the possession of the Chief Clerk of this house.

Ordered that the Chief Clerk deliver said bills to the Governor.

After a time the Chief Clerk reported that he had discharged that duty.

Mr. Simons moved that the House do now recess until seven-thirty o'clock p. m.

Said motion was agreed to.

Then the House recessed.

NIGHT SESSION

The hour of seven-thirty o'clock p. m. having arrived, the Speaker resumed the chair and called the House to order.

A message was received from the Senate announcing that they had passed bills which originated in this house of the following titles, viz.:

H. B. 362. An act relating to revenue and taxation.

H. B. 483. An act to require agricultural cooperative associations on request to furnish information as to membership and contracts and providing for the effect of refusal or compliance with such request of failure to make such request.

H. B. 575. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and highways and establishing and creating project 10½B.

H. B. 566. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of Kentucky of 1920 by adding thereto as project —, extending from Greenburg to Burkesville, via Milltown and Gradyville.

H. B. 567. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of Kentucky by adding thereto as project —, extending from Hardyville to Leitchfield, via Canmer, Munfordville, Priceville and Millerstown.

H. B. 586. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as project —, extending from a point three miles east of Rochester, to Lewisburg.

H. B. 552. An act establishing the road from Jackson to Hindman as a part of the state primary system.

H. B. 542. An act relating to roads and bridges, establishing a road from Irvine to McKee.

H. B. 588. An act relating to roads and highways.

H. B. 358. An act establishing as a part of the primary system of state highways a road from Harrodsburg, Mercer county, via Burgin, across Dix river at King's Mill, to Buena Vista, in Garrard county, and there intersecting the state primary road from Nicholasville to Kentucky-Tennessee state line near Huntersville, and designating said road as project 23-A.

H. B. 562. An act to add to project 24, in Pulaski county, and including in the state primary system of roads the route from Somerset to London, in Laurel county, by way of Ruth, Dykes, Mt. Victory and Rockcastle Springs.

H. B. 561. An act to add to project 82, in Casey county, and including in the state primary system of roads the route from Liberty, in Casey county, to a point on project 22, near the town of Eubank, in Pulaski county, by way of Bethelridge.

H. B. 585. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges and providing for the establishment and designating the primary system of state highways in the Commonwealth of Kentucky, by adding thereto an additional project running from Eddyville, Lyon county, Kentucky, to Benton, Marshall county, Kentucky.

H. B. 433. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the

Commonwealth of Kentucky, 1920, by adding thereto, as project —, extending from Taylorsville to Southville.

H. B. 421. An act establishing as a state primary road a road leading from or near McGraw School House, on state primary project 2, to Providence, in Webster county, Kentucky, and designating said road as project 2-A.

H. B. 379. An act to amend chapter 17 of the Acts of 1920, by extending said road system from Stanton, in Powell county, to Jeffersonville, on the Garrett route, in Montgomery county.

Ordered, that said bills be delivered to the Enrolling Clerk.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 301. An act to repeal sections 1386, 1387, 1388, 1389, 1390, 1391, 1391a and 1392, being chapter 38 of the Kentucky Statutes, Carroll's edition, 1915, relating to "currency."

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That sections 1386, 1387, 1388, 1389, 1390, 1391, 1391a and 1392, being chapter 38 of the Kentucky Statutes, Carroll's edition, 1915, be and the same are hereby repealed.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
J. T. Linton
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
Lee L. Simons
W. M. Simpson
Geo. W. Smith
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

Mr. Golden, of the Committee on Enrollment, reported that they had examined and found to be correctly enrolled bills which originated in this House of the following titles, viz.:

H. B. 187. An act relating to revenue and taxation, imposing an excise or license tax on gasoline and all other liquid fuels, including all liquids ordinarily, practically and commercially usable in internal cumbustion engines for the generation of power and all distillates of, and condensates from petroleum, natural gas, coal, coal tar, vegetable ferments and from all other products, so usable and sold in this Commonwealth at wholesale, as the words "at wholesale" are defined in this act; providing the term "liquid fuels" shall include kerosene, fuel oil, and crude oil only when used as a motor vehicle fuel upon any public highway; and providing for the collection of such tax, the distribution and use of the revenue derived therefrom, the administration of said law, fixing fines and penalties for the violation of this act and repealing the present gasoline tax law, which is contained in chapter 93 of the Acts of the General Assembly of 1920 and chapter 90 of the Acts of the General Assembly of 1922.

H. B. 167. An act to give relief to the Court of Appeals by giving it authority to appoint three additional commissioners of said court, prescribing their qualifications, and how they shall be selected.

H. B. 82. An act to amend and re-enact sections 2, 3, 4 and 5 of chapter 90 of the Acts of 1920, which is now 2739g-10, 2739g-12, 2739g-13 and 2739g-19, Carroll's Kentucky Statutes.

H. B. 575. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1920, relating to roads and highways, and establishing and creating project 10½R

H. B. 566. An act relating to roads and bridges, chapter 17 of the Acts of the General Assembly of Kentucky, of 1920, by adding thereto as project No. —, extending from Greensburg to Burkesville, via Milltown and Gradyville

H. B. 567. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of Kentucky by adding thereto project No. —, extending from Hardyville to Leitchfield, via Canmer, Munfordville, Princeton and Millerstown.

H. B. 586. An act relating to roads and bridges and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as project No. —, extending from a point three miles east of Rochester to Lewisburg.

H. B. 552. An act establishing the road from Jackson to Hindman as a part of the primary system of state highways.

H. B. 588. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project No. —, extending from Olive Hill, by way of Gimlet and Ibex to Green, Kentucky, and naming said project.

H. B. 358. An act establishing as a part of the primary system of state highways a road from Harrodsburg, Mercer county, via Burgin, across Dix river at King's Mill, to Buena Vista, in Garrard county, and there intersecting the state primary road from Nicholasville to Kentucky-Tennessee state line near Huntersville and designating said road as project No. 23-A.

H. B. 562. An act to add to project No. 24, in Pulaski county, and including in the state primary system of roads

the route from Somerset to London, in Laurel county, by way of Ruth, Dykes, Mt. Victory and Rockcastle Springs.

H. B. 561. An act to add to project No. 23, in Casey county, and including in the state primary system of roads the route from Liberty, in Casey county, to a point on project No. 22, near the town of Eubank, in Pulaski county, by way of Bethelridge.

H. B. 585. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges, and providing for the establishment and designating the primary system of state highways in the Commonwealth of Kentucky, by adding thereto an additional project, running from Eddyville, Lyon county, Kentucky, to Benton, Marshall county, Kentucky.

H. B. 433. An act relating to roads and bridges and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as project No. —, extending from Taylorsville to Southville.

H. B. 379. An act to amend chapter 17 of the Acts of 1920, approved March 16, 1920, entitled "An act relating to roads and bridges; creating the Department of State Roads and Highways; providing for officers to administer it and prescribing the powers and duties of such officers; fixing the salaries of the State Highway Engineer and prescribing the amount which may be expended by said department; prescribing laws governing said department and the officers therein; accepting the provisions of the federal law providing that the United States shall assist in the construction of rural post roads and making appropriation for cooperative work with the United States Government; providing for the payment of the state's part of the construction of state aid roads under the present law; providing for the acceptance of and making

binding gifts and donations; establishing and designing a primary system of state highways and providing for their construction and maintenance; providing for the obtaining of rights of ways and naming cities and towns from which construction shall commence, and repealing subsections 1, 2, 4, 5, 6 and 7 of section 4356t, Kentucky Statutes, edition 1915; also repealing section 4356u and subsections 1, 2 5, 6, 7, 8, 9. 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 of section 4356x, Kentucky Statutes, edition 1915, and the supplement to said edition known as vol. 3, repealing any other act or acts in conflict herewith," by adding thereto, and to the primary system of roads thereby established, a road project extending from Jeffersonville, Montgomery county, Kentucky, to Stanton, Powell county, Kentucky.

H. B. 421. An act establishing as a state primary road a road leading from or near McGaw, on state primary project No. 2, to Providence, in Webster county, Kentucky, and designating said road as project No. 2-A.

Thereupon all other business was suspended and said bills were severally read at length and compared in open session and found to be correctly enrolled. Thereupon the Speaker, in open session, and in the presence of the House, affixed his signature thereto.

Ordered, that the Enrolling Clerk deliver said bills to the Senate.

After a time the Enrolling Clerk delivered the original and enrolled copies of said bills duly signed by the President of the Senate, into the possession of the Chief Clerk of this House.

Ordered, that the Chief Clerk deliver said bills to the Governor.

After a time the Chief Clerk reported that he had discharged that duty.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 380. An act to authorize a trustee, assignee for the benefit of creditors, receiver or commissioner, to enforce the double liability clause against stockholders in banks, trust companies, guaranty companies, investment companies and insurance companies.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That any trustee, assignee for the benefit of creditors, receiver or commissioner, having in his hands for administration and settlement any estate of an insolvent bank, trust company, guaranty company, investment company or insurance company under the orders or appointment of any court of competent jurisdiction, when found necessary under the proper administration of the assets and the settlement of said estate, shall have the right and it is hereby made his duty, upon the order of the court appointing him, to bring such action or take such proceedings as may be necessary and proper to enforce the liability imposed upon the stockholders of any such companies or corporations by chapter 32, section 547, Kentucky Statutes.

§ 2. All acts or parts of acts in conflict with the provisions of this act are hereby repealed.

Mr Jones offered the following amendment to said bill, viz.:

Amend printed Senate Bill 380 by adding after the word "him," in section 1, line 8 of the printed bill, the words: "or upon the order of any court to which application may be made in case the original appointment was not made by a court."

Said amendment was adopted.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed as amended.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
J. H. Baughman
L. D. Bax
W. B. Belknap
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
H. M. Fultz
O. C. Gartin
T. H. Golden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
L. J. Jeter
J. Roy Johnson
Hector Johnson
A. J. Jolly
D. C. Jones
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
V. H. Redwine
J. F. Reed
J. E. Robbins
C. W. Ryans
Arthur Saunders
Lee L. Simons
W. M. Simpson
A. W. Stamper

F. L. Strange	N. I. Toombs	W. S. Wallen
H. Q. Thompson	J. Wood Vance	W. D. Watkins
D. D. Thornberry	M. E. Vaughan	C. Westerfield
W. S. Tinsley	C. D. Vincent	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed as amended be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Clerk's desk a resolution which originated in the Senate entitled:

S. Res. 21. Concurrent resolution providing for the payment of expenses of contestee and others in the matter of contest of J. F. Denton, Contestant vs. A. A. Demunbrum, Contestee, pending and decided in the Senate of the Commonwealth of Kentucky.

(For resolution see House Journal of today.)

Mr. Strange offered the following amendment to said resolution by way of substitute therefor, viz.:

A resolution providing for the payment of expenses of contestant and contestee, in the matter of contest of J. F. Denton, Contestant vs. A. A. Demunbrum, Contestee, pending and decided in the Senate of the Commonwealth of Kentucky.

(1) Whereas, J. F. Denton, of Allen county, Ky., instituted and conducted a contest against A. A. Demunbrum, of Edmonson county, Kentucky, for the office of senator of and from the Eleventh District of Kentucky, before the Senate of

Kentucky, which contest has been heard and determined, and on the 29th day of February, 1924, said contest was decided in favor of contestee; and,

(2) Whereas, it appearing that in said contest said contestant and contestee have incurred expenses which were necessary thereto, and that the sums set out in the body of the act represent the expenses of said parties; therefore,

Be it resolved by the Senate of Kentucky, the House of Representatives concurring therein:

That the expenses of the said contestant and contestee be and the same are now allowed as contingent expenses of the senate, as follows, to-wit:

To the contestant, J. F. Denton, for attorneys' fees $150.00.

To the contestee, A. A. Demunbrum, for attorneys' fees $150.00.

The Clerk of the Senate is therefore ordered and directed to certify the following to the Auditor of Public Accounts and upon such certifications the Auditor will draw his warrants upon the Treasurer of the state in the sum and in favor of the persons herein indicated, as follows:

To A. A. Demunbrum $150.00
To J. F. Denton 150.00

Said substitute was agreed to.

Said resolution as amended was then agreed to.

The yeas and nays being taken thereon in accordance with the provisions of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

T. H. Baker	L. D. Bax	Homer Beliles
J. H. Baughman	W. B. Belknap	C. W. Bennett

J. E. Bickett	W. R. Haselwood	Chas. A. Nelson
S. A. Blackburn	J. W. Howard	F. V. Nunnelly
W. M. Boling	L. J. Jeter	E. E. Palmore
J. F. Bosworth	Hector Johnson	G. L. Perryman
W. J. Brandenburg	J. Roy Johnson	J. F. Reed
Allen B. Cammack	A. J. Jolly	J. L. Richardson
J. G. Campbell	D. C. Jones	J. E. Robbins
R. J. Cain	H. J. Kegley	Arthur Saunders
Sherman Chasteen	T. H. King	Lee L. Simons
Lee Clark	T. J. Knight	W. M. Simpson
Sam Cole	I. T. Layman	Geo. W. Smith
F. W. Collings	Oscar Leibson	A. W. Stamper
L. F. Coomes	Leon P. Lewis	F. L. Strange
J. L. Cushing	Leroy Lewis	H. Q. Thompson
B. F. Day	J. T. Linton	D. D. Thornberry
E. J. Doss	W. J. McMurry	W. S. Tinsley
G. L. Drury	R. D. McMurtry	N. I. Toombs
Wm. M. Duncan	J. L. Manning	J. Wood Vance
D. E. Edwards	Harry Miller	M. E. Vaughan
G. W. Eller	G. W. Morgan	C. D. Vincent
J. O. Evans	J. L. Morgan	W. S. Wallen
O. C. Gartin	Wm. J. Moore	C. Westerfield
T. H. Golden	E. D. Morris	F. E. Wilson

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Those who voted in the negative were—

W. L. Agee	J. Will McFarlin	J. J. Patterson
H. M. Fultz	J. W. Martin	H. A. Pulliam

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Mr. Simons moved that the vote by which said resolution as amended was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Mr. Simons, of the Committee on Rules, offered the following resolution, viz.:

Be it resolved, that this body extend to the Cumberland Telephone Company a vote of thanks and appreciation for the courteous and efficient service rendered us during the session of the Legislature by its representatives, Mr. C. V. Bridwell, district manager, and the young lady attendant, Mrs. Elizabeth Crumbaugh.

Said resolution was adopted.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 465. An act to repeal and re-enact section 15 of chapter 54 of the Acts of the General Assembly of 1918, relating to idiots, lunatics and institutions for their care.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 15 of chapter 54 of the Acts of the General Assembly of Kentucky, 1918, be and the same is hereby repealed, and that the following be and the same is hereby re-enacted as follows:

Section 15. Jurisdiction—Trial by Jury.—The circuit courts of the several counties of this state shall have exclusive jurisdiction in all cases coming within the terms and provisions of this act. When no circuit court is in session in the county, inquests of insane persons may be held by a judge of a circuit court, or by the presiding judge of the county court, but in no case shall an inquest upon an idiot be held except in the circuit court. In proceeding under this act the person alleged to be feeble-minded, epileptic, or insane, and appearing before the court, or any person interested in such person, shall have the right to demand for such alleged feeble-minded,

epileptic or insane person a trial by jury, which shall be granted as in other cases unless waived; or the court on its own motion may call a jury to try such case. The court in its discretion may conduct the trial or inquest in chambers.

The words "lunatic" or "persons of unsound mind" wherever and whenever used in any law with relation thereto, or in this act, shall be construed to include and to mean any and all persons who by the use of any drug or narcotic has lost the power of reasoning correctly, or whose power to reason has been and is impaired to such an extent as to render such person dangerous to himself or herself, or to any other person, or whose condition by reason of the use of such drug or narcotic is such as to be detrimental to his or her own welfare or the welfare of the public.

Section 15a. Any person who has been a resident of this state for more than one year, who may be addicted to the use of narcotic drugs, may, upon his agreement in writing to remain in any one of the institutions in this state, provided for persons of unsound mind, for a period of six months or longer if necessary for a cure, stating his or her condition to the use of said narcotic drug supported by the certificates of at least two reputable and duly licensed physicians who shall have been engaged in the practice of medicine for two or more years, which certificate shall be based upon the personal examination of such person, be admitted as a voluntary patient to any institution of this state provided for the care of persons of unsound mind. Such person, if admitted to any of said institutions, if not indigent or a pauper, shall be required to pay such sum for his or her maintenance and treatment, and at such times as the board in control of same may by rule prescribe, otherwise all voluntary patients shall have the same standing and be subject to the same laws, rules and regulations as are provided herein for such persons of unsound mind, except that such voluntary patient shall have the right to leave such institution at any time, if in the judgment of the superintendent and the board in control thereof, such person

be in fit condition, by giving five days' notice to the superintendent of such intention or desire.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
T. H. Baker
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
T. H. King
T. J. Knight
I. T. Layman
Oscar Leibson
Leon P. Lewis
Martin Light
J. T. Linton
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
Lee L. Simons
W. M. Simpson
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen

E. C. Walker C. Westerfield F. E. Wilson
W. D. Watkins

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 269. An act making it unlawful to operate a motor vehicle upon any of the public highways of this Commonwealth while intoxicated; prescribing the duties of sheriff's and other peace officers relative to the enforcement of this act; fixing penalties for persons violating said act and for officers failing to discharge their duties thereunder.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That it shall be unlawful for any person to operate a motor vehicle upon any of the public highways of this Commonwealth while in an intoxicated condition and for each violation of the above provision, the person so offending shall be fined, for the first offense, not less than one hundred nor more than five hundred dollars and his license to operate a motor vehicle revoked for a period of one year, and for the second and each subsequent offense he shall be fined not less than one hundred ($100.00) dollars, nor more than five hundred ($500.00) dollars, and confined in the

county jail not less than thirty days nor more than six months.

It shall be the duty of all sheriffs and other peace officers of this Commonwealth to rigidly enforce the provisions of this law and for each failure so to do, such officer shall be fined not less than twenty-five nor more than one hundred dollars.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

T. H. Baker	B. F. Day	Oscar Leibson
J. H. Baughman	E. J. Doss	Leon P. Lewis
L. D. Bax	Wm. M. Duncan	Leroy Lewis
W. B. Belknap	D. E. Edwards	Martin Light
Homer Beliles	G. W. Eller	J. T. Linton
C. W. Bennett	J. O. Evans	W. J. McMurry
J. E. Bickett	H. M. Fultz	R. D. McMurtry
S. A. Blackburn	O. C. Gartin	J. L. Manning
W. M. Boling	T. H. Golden	J. W. Martin
Wm. H. Bornhorst	J. E. Hadden	E. B. Miller
J. F. Bosworth	W. R. Haselwood	G. W. Morgan
W. J. Brandenburg	J. W. Howard	J. L. Morgan
W. B. Bush	L. J. Jeter	Wm. J. Moore
Allen B. Cammack	Hector Johnson	E. D. Morris
J. G. Campbell	J. Roy Johnson	Chas. A. Nelson
R. J. Cain	A. J. Jolly	F. V. Nunnelly
Sherman Chasteen	D. C. Jones	E. E. Palmore
Lee Clark	T. H. King	J. J. Patterson
F. W. Collings	T. J. Knight	G. L. Perryman
L. F. Coomes	I. T. Layman	V. H. Redwine

J. L. Richardson	F. L. Strange	M. E. Vaughan
J. E. Robbins	H. Q. Thompson	C. D. Vincent
C. W. Ryans	D. D. Thornberry	E. C. Walker
Lee L. Simons	W. S. Tinsley	W. D. Watkins
W. M. Simpson	N. I. Toombs	F. E. Wilson
A. W. Stamper	J. Wood Vance	

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 299. An act relating to public health; amending, revising and re-enacting chapter 111 of the Acts of the General Assembly of 1912, being section 4711b of the Kentucky Statutes, Carroll's 1915 edition, and also amending, revising and re-enacting section 4 of chapter 65 of the Acts of the General Assembly of 1918, being an act entitled "An act relating to public health, repealing, amending and re-enacting sections 2054, 2059, 2060 and 2061 of the Kentucky Statutes, Carroll's edition of 1915, relating to the State Board of Health, creating bureaus within said board to perform the functions of the existing State Tuberculosis Commission, the Hotel Inspector, the Pure Food and Drug Division of the Agricultural Experiment Station, and for other purposes, creating county and district departments of health and providing and limiting appropriations of the State Board of Health, and further defining its powers and duties;" and providing state aid for the acquisition, construction, equipment, operation and maintenance of tuberculosis distri t

sanatoria in this Commonwealth, and in making improvements, betterments and additions thereto, and repealing all laws in conflict.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That chapter 111 of the Acts of the General Assembly of 1912, being section 4711b of the Kentucky Statutes, Carroll's 1915 edition, also section 4 of chapter 65 of the Acts of the General Assembly of 1918, being an act entitled "An act relating to public health, &c.," be and the same hereby are amended, revised and re-enacted so that the same when so amended, revised and re-enacted shall read as follows:

(1) The powers and duties of the State Board of Health in the study and prevention of tuberculosis shall be co-extensive with the state, and the objects of its bureau of tuberculosis shall be as follows:

a. The study of this disease in all its forms and relations, and to secure and disseminate information with reference to tuberculosis, to promote and carry on a campaign of education with reference thereto, and in general, to pursue any other activities with reference to informing the public as to the nature of tuberculosis, its dangers and the means whereby its spread may be prevented.

b. Investigation of the prevalence of tuberculosis in Kentucky, and the collecting and publishing of useful information.

c. Securing of proper legislation for the relief and prevention of tuberculosis.

d. Cooperation with the public authorities, state and local boards of health, the National Association for the study

and prevention of tuberculosis, medical societies, and other organizations in approved measures adopted for the prevention of the disease.

e. To encourage the establishment throughout Kentucky of local associations for the purpose of undertaking in their particular localities the work proposed to be carried on by this board.

f. Encouragement of adequate provision for consumptives by the establishment of sanatoria, hospitals and dispensaries.

(2) And they shall have full power and authority to carry out and execute all of the foregoing purposes, and, in addition thereto, it shall be the duty of the State Board of Health to recommend to the proper authorities suitable persons for appointment as members of the boards of trustees of any sanatoria that may be established under the provisions of this act, and it shall further be their duty to visit at such periods as in their discretion may be sufficient, any sanatoria that may be established under the provisions of this act, and to recommend to the boards of trustees of such sanatoria any changes in management or in the employes that they may deem necessary and proper, and it shall be their duty, if in the opinion of such board any board of trustees or members of such board or employes under such board of any sanatoria, state or county, are incompetent or neglectful of duty, to prefer charges against such board or such member of such board or such employes under such board. All charges against a board of trustees or a member thereof shall be made to the officer authorized to make such appointment, and, if he deem such charges adequate and sustained, it shall be his duty to remove such board or such member thereof, and all charges against employes shall be made to the board by whom employed, and, if in the opinion of said board such charges are adequate and sustained, such board shall at once remove such employe or employes.

It shall be the duty of the head of the bureau to visit all

sanatoria, both public and private incorporated, at least once during each calendar year and to report and file with their records a statement of the condition and efficiency of each sanatorium.

(3) Sanatoria for the tratment of tuberculosis may be erected and maintained in and by districts in this Commonwealth in the following manner: A district for the erection and maintenance of a tuberculosis sanatorium may consist of one county or more than one county. The fiscal court of any county may by resolution declare that such county shall be a district for the erection and maintenance of a sanatorium for the treatment of tuberculosis, and said fiscal court upon such resolution being passed shall out of the funds of the county appropriate a sufficient amount for the erection of such sanatorium, or, if there are not sufficient funds on hand for such appropriation at the time said resolution is adopted, at the next succeeding county levy said court may make such levy as will be sufficient to produce the necessary amount, and shall further make a levy for the maintenance of such sanatorium, and shall annually thereafter make a levy of sufficient amount of tax to pay the annual expenses of maintenance of said institution. The fiscal courts of two or more counties may by resolution duly passed by each court unite said counties into a district for the purpose of establishing therein a sanatorium for the treatment of tuberculosis, and at the time of passing said resolution, each court shall provide an appropriation for the proportion of the cost of erection of such sanatorium to be paid by such county, or if the funds are not on hand for that purpose, shall at the next regular meeting of the fiscal court at which a county levy is made levy a tax for that purpose, and also levy a tax for the payment of the proportionate part of the annual maintenance of said sanatorium to be paid by such county and shall thereafter make an annual levy of tax sufficient in amount to pay the proportion of the costs of said county for the succeeding year.

Where two or more counties unite to form such district the first cost of the sanatorium and the cost of all betterments and additions thereto shall be paid by the counties comprising the district in proportion to the taxable property of each county as shown by their respective county assessments. The annual expense of maintaining such institution and the care and treatment of the patients therein shall be borne by each county reasonably and equitably in such amounts as shall be ascertained under rules and regulations to be passed and approved by the State Board of Health, which rules and regulations shall be such that the expenses shall be borne reasonably and equitably by each of the counties in their proper proportion.

(4) If the fiscal court of any county or counties shall fail or refuse to establish a tuberculosis sanatorium district, as herein authorized, the citizens of any county or of two or more counties may have such county or counties established as a tuberculosis sanatorium district in accordance with the provisions of this act, in the following manner: A number equivalent to ten per cent of the votes cast at the last general election of such county may file their petition with the county judge of such county asking that the proposition of establishing such county as a district for the erection of a sanatorium for the treatment of tuberculosis be submitted to the voters of said county at the next general election which shall be held in said county, provided that such general election does not occur within less than thirty days after the filing of said petition. Each voter signing said petition shall state his full name and address. Upon the filing of said petition with the county judge he shall enter an order directing the publication in full of such petition in the newspaper having the largest circulation in said county at least once a week for four consecutive weeks next preceding such general election, and shall further enter an order directing the clerk of the county court to have placed upon the ballot at such election the question, "Are you in favor of establishing a tuberculosis sana-

torium district?'' with underneath the words, ''Yes,'' followed by a square, and ''No,'' followed by a square for the placing of the stencil of the voter. If the majority of those voting on the proposition to establish such sanatorium district vote ''Yes,'' then said district shall be established. If the contrary, then it shall not be established. The vote on such question shall be canvassed and returned by the board of election commissioners for such general election, and such election may be contested as provided by law for other contested elections, by a petition filed in the circuit court of such county by one or more qualified voters of said county who voted ''Yes,'' or ''No,'' as the contest may be had, and to which the members of the fiscal court of the county shall be made defendants, together with such other qualified voters as may have voted contrary to the contestants and desire to be made parties to the contest.

Where the citizens of two or more counties desire to have such counties established into a district for the erection of such sanatorium, not less than a number equivalent to ten per cent of the votes cast at the last general election of each county shall file a petition in the county of their residence asking that such district be established and naming the several counties to be united in the district. Such petition shall be filed in each county of the proposed district and the method of proceeding in each shall be the same as hereinbefore provided for one county, except that the same proceeding shall be taken in each county for the general election to be held at the same time in each countly. If any one county in the proposed district shall fail to vote ''Yes'' on the proposition, then said district cannot be established unless by a contest of the election in such county it should be finally determined that such county had voted ''Yes.'' At the time of filing the petition or petitions, as the case may be, the petitioners shall deposit with the county judge a sufficient sum of money to pay the cost of advertising hereinbefore required.

(5) When a county or counties desire to join an already

established tuberculosis sanatorium district they can do so by proceeding as follows: The consent of the district board of trustees of the already established district shall be secured. Application for such consent shall be made by the fiscal court of each county desiring to join, provided that such fiscal court shall have already declared by resolution that said county shall be a tuberculosis sanatorium district, or a part of such a district; but in the event that a county shall have become a tuberculosis sanatorium district or a part of a district by action of the voters thereof, the application shall be made by the board of trustees of the district embracing the county desiring to join; and in the event that a county shall not have become a district, or part of a district, the application shall be made by a petition signed by not less than twenty qualified voters of the county. When it is necessary to take a vote to declare any county a tuberculosis sanatorium district to enable it to join an already established sanatorium district the ballot shall read as follows: "Are you in favor of declaring this county a tuberculosis sanatorium district, for the purposes of joining the already established tuberculosis sanatorium district of .....county (or counties)?" And the result of the election shall be certified to the fiscal court of the county wherein the election was held, and if the result is favorable to the proposition submitted, the said fiscal court shall immediately declare such county a portion of the already established tuberculosis district and certify its action to the State Board of Health, whereupon said Board of Health shall determine the number of trustees to compose the board of said district, and the representation to be accorded each county on said board, according to the provisions hereinafter set forth.

(6) The result of any county or district election shall be certified to the fiscal court of such county or to the fiscal court of each of the counties composing said district to be established, and said fiscal court or courts, shall, if the result of said election be certified to it or them as in favor of the es-

tablishment of such district, forthwith proceed to declare such county or counties a district for the establishment of a sanatorium for the treatment of tuberculosis and shall proceed to put same into effect in the same manner as the fiscal court or courts are authorized to do upon their own initiative as provided in this act, and the cost and expenses of erection and maintenance shall fall in all manner the same as provided in this act.

(7) Upon the creation of a tuberculosis district, the fiscal court of the county or the fiscal courts of the several counties, where there are several counties in such district, shall at once notify the State Board of Health of the establishment of such district and, thereupon, it shall be the duty of the State Board of Health to recommend to the county judge, or if more than one county, to the county judge of each county, the appointment of suitable persons for such district board of trustees. In a district of one county the county judge shall appoint as members of the district board of trustees seven persons, men and women, at least one of whom shall be a registered physician. Where the district consists of several counties, the district board of trustees shall consist of not less than two nor more than four persons from each county; provided, however, that no board shall consist of less than seven persons. Where a county in such district shall have a population in excess of twenty thousand, such county shall be allowed a trustee for each ten thousand in excess of said twenty thousand population, subject, however, to the limitation hereinbefore set down. Said trustees shall consist of men and women and at least one shall be a registered physician. The State Board of Health in recommending names to the county judge or county judges for such appointments shall recommend twice as many names for each county as the county shall be entitled to have trustees appointed, out of which names the county judge of each county shall immediately make his selection for that county. Where a county or counties shall have joined an already established district the

State Board of Health shall then recommend to the county judge of each county included in the new district double the number of names of persons eligible to the district board as there are trustees to be appointed by such judge, and from such list the county judge shall select the trustees for his county. The trustees chosen shall, with additional members as are hereinafter provided for in case the district contains a city or cities of the second class, constitute the district board, which shall control and manage the sanatorium therein. The qualifications, length of terms and other details shall be as provided in other sections of this act. The terms of the trustees of the counties composing the previously existing district shall expire immediately upon the organization of the new board.

Provided, however, that in any tuberculosis district containing a city of the second class two persons shall be appointed trustees on the tuberculosis district board by the mayor of that city and that in a tuberculosis district containing more than one city of the second class one person shall be appointed trustee on the tuberculosis district board by the mayor of each city, and provided, further, that each mayor shall appoint the trustee or trustees from a list submitted by the State Board of Health and containing the names of twice as many persons as such mayor shall appoint. The number of trustees appointed by mayor or mayors shall be in addition to the number allotted for appointment by the county judge in any county containing a city or cities of the second class.

(8) The government of such district sanatorium shall be vested in the board of trustees heretofore provided for, and the terms of office of said persons first appointed by the county judge or county judges, as provided for, shall be as follows: One-third of said number for a term of two years, one-third for a term of three years, and one-third for a term of four years, and where the board shall consist of seven or such number as cannot be divided by three, the number in

excess of one-third of the next even number into which said board can be divided shall be appointed for a term of four years. Thus, where there are seven trustees, two for two years, two for three years, and three for four years, thereafter, as their terms expire, their successors shall be recommended and appointed in the same manner, but for a term of four years each. Such trustee shall hold office until his or her successor is appointed and qualified. Any vacancy occurring in said board shall be filled for the unexpired term by the county judge or such county by appointment on recommendation of the State Board of Health of two names from the county in which such vacancy occurs.

(9) For the purpose of this act such district board of trustees and their successors in office shall be a body corporate under the name and style of district board of tuberculosis sanatorium trustees for.....county or..... counties, as the case may be, and they shall have all the powers necessary to carry into effect the purpose of this section of this act. Said trustees, as soon as possible after their appointment and qualification, shall adopt a seal, organize by electing a president and a secretary and a treasurer to serve for two years and until their successors are elected and qualified, but the same person may be elected to serve both as secretary and treasurer and need not be a member of the board of trustees, and said treasurer shall give bond to the Commonwealth of Kentucky for the faithful performance of his duties and for the proper handling of all of the properties, assets and moneys of the institution that may come into his hands at any time in such sum and in such form and with such sureties as said district board of trustees shall approve. Said treasurer may at any time be removed and a successor appointed by said district board of trustees in its discretion. A majority of said district board of trustees shall constitute a quorum.

(10) When a tuberculosis district shall have been established by any county or counties, and an appropriation

shall have been made, or a tax levied for the construction of a sanatorium, the board of trustees of said district shall select a site for said sanatorium, but, before any site can be finally selected, and adopted, the same shall be approved by the State Board of Health. The site selected by said district board of trustees shall be in such part of the district as in their judgment shall be best adapted to the wants of the institution and most economical to the district, regard being had in the selection to water supply, drainage, facility of access, with a quality of soil suitable for farming purposes, and price asked for the land. All plans and specifications for the erection of such sanatorium shall be submitted to the State Board of Health for its approval, and, if approved by it, such district board of trustees shall be authorized to proceed at once with the erection of same. If not approved by the State Board of Health, then said board shall make such recommendations as to it may seem best, and if such recommendations are accepted by the board of trustees of the district, then it shall proceed with the erection of a sanatorium in accordance with the recommendation of the State Board of Health.

(11) Said board of trustees, as heretofore created, shall have the general control of the property and affairs of the sanatorium and shall take such action as shall be necessary to carry out the purposes of this act.

The district board of trustees shall have power to borrow money on the credit of the board in anticipation of the revenue to be collected from the county and city taxes levied for the tuberculosis sanatorium district, for the fiscal half year in which the same is borrowed, and to pledge said taxes levied for the tuberculosis sanatorium district for the payment of the principal and interest of said loan: Provided, that the interest paid shall in no case exceed six per cent per annum and the principal shall in no case exceed fifty per cent of the anticipated revenue for the fiscal half year in which the same is borrowed.

Said board shall also have power, in connection with said sanatorium or as part thereof, to provide for, establish, operate and maintain clinics, dispensaries, day camps, summer camps, visiting nurses, to promote and carry on campaigns of education, and to use such other suitable and adequate means and methods as may seem necessary and proper for the treatment, relief and prevention of tuberculosis; and said board may use the property, equipment and supplies of the sanatorium for said purposes, or may co-operate with anti-tuberculosis leagues, medical societies and organizations which are engaged in carrying on such work.

(12) The fiscal court or court of the county or counties composing such district shall from time to time, as the taxes levied for the purposes of said sanatorium are collected, appropriate same to the use of such sanatorium and shall direct the county treasurer to pay the amount of such appropriation to the secretary of said sanatorium, and to take the receipt of said secretary, countersigned by the president of said sanatorium as his voucher therefor.

(13) The members of the board of trustees shall receive no compensation for their services, but they shall be reimbursed for their actual expenses necessarily incurred in the performance of their duties, upon vouchers duly approved by the board of trustees, signed by the secretary and countersigned by the president thereof.

(14) The district board of trustees shall appoint a medical superintendent of the sanatorium who shall not be a member of said board, who shall be a legally qualified physician in good standing; either a man or woman. The superintendent shall be a graduate in medicine and surgery from a medical college approved by the State Board of Health and of acknowledged skill in his profession, and must have had special training and experience in a hospital or sanatorium for tuberculosis. The superintendent shall, in all matters pertaining to the sanatorium, be under the general supervision of the board of trustees, and may be removed by such

board at any time for cause upon written charges preferred and after an opportunity to appear and make defense. The board shall also have power to appoint a successor to the superintendent, and may for good cause employ some one to act temporarily as medical superintendent of the sanatorium who is not possessed of all the above mentioned qualifications, provided that such temporary employment shall be for a term not exceeding twelve months, and provided further that such employe shall at no time be a member of said board.

(15) The medical superintendent shall be the chief executive officer of the sanatorium. He shall have the general superintendence of the buildings, grounds, furniture, fixtures, stock and the direction and control of all persons therein, subject to the by-laws and regulations prescribed by the district board of trustees. He or his representative shall daily ascertain the condition of each and all the patients and prescribe or direct their treatment. He shall cause full and fair records of all his official acts and the entire business and operation of the sanatorium to be kept regularly from day to day, in the manner and to the extent prescribed by the by-laws; and he shall see that all the accounts and records are fully made up, and present the same to the board of trustees at their annual meeting. It shall be the duty of the medical superintendent to admit any member of the board of trustees, or any member or officer of the State Board of Health at any time into every part of the sanatorium, and to exhibit to him, or them, on demand, all books, papers, accounts and writings belonging to the sanatorium, or pertaining to its business management, discipline or government. He shall make at the time of reception of patients a record of the date of same, age, residence, occupation, and such other statistics in regard to every patient admitted to the sanatorium as the by-laws may require. The medical superintendent shall have power to appoint, with the advice and consent of the board of trustees, whenever in their discretion it seems necessary, an assistant physician or physicians, each of whom shall be a legal-

ly qualified physician, a graduate in medicine and surgery from some medical college recognized as in good standing by the State Board of Health and of acknowledged skill in the medical profession. The medical superintendent shall also have power to remove such assistant physician or physicians, with the consent of the board of trustees. The medical superintendent shall have the power and authority to employ any servant or employe at the sanatorium, all of whom shall be under his direct supervision, and any of whom may be removed by him at will. All moneys collected by the medical superintendent shall be immediately paid over by him to the treasurer of the sanatorium, and his receipt be taken therefor. No personal fees, charges or pecuniary compensation of any kind shall be collected by the medical superintendent or any employe of said sanatorium, for services rendered to a patient while a patient in said sanatorium.

(16) There shall be a thorough visitation of said sanatorium by two of the trustees thereof monthly, and by the whole board annually. On each of these occasions a written report of the state of the institution shall be submitted to them by the superintendent of the sanatorium. On a day to be fixed by the by-laws of the board of trustees of each district, there shall be held each year the regular annual meeting of the board, at which the superintendent of the sanatorium and the secretary and treasurer thereof shall each submit a report of the affairs of the sanatorium in such form as may be prescribed by the State Board of Health, and the secretary and treasurer shall also submit a statement of his accounts, and the reports of the superintendent, secretary and treasurer, and the latter's statement of accounts shall be transmitted in duplicate by the board, with their annual report to the State Board of Health.

(17) The district board of trustees shall have power to establish such by-laws as it may deem necessary and expedient from time to time for defining the duties of officers, assistants, or employes, for fixing the conditions of admission

to the institution, support and discharge of patients, and for conducting in a proper manner the professional and business affairs of the sanatorium, and also to ordain and enforce a suitable system of rules and regulations for the internal government, discipline and management of the sanatorium.

(18) No member of the board of trustees of said sanatorium, and no employe thereof, shall be interested directly or indirectly in any contract, or receive any benefit directly or indirectly from any contract made with said sanatorium.

(19) The treasurer shall have the custody of all moneys, bonds, notes, mortgages and other securities and obligations belonging to said sanatorium, and moneys shall be disbursed only for the uses and purposes of the sanatorium and in the manner prescribed by the by-laws on itemized vouchers allowed by the board of trustees, and signed by the secretary and countersigned by the president. He shall keep a full and accurate account of all receipts and payments in the manner directed in the by-laws and such other accounts as the board of trustees shall prescribe; he shall render statements of accounts of the several books, and of the funds and other property in his custody whenever required so to do by the board of trustees. He shall have all accounts and records fully made up at the last day preceding the annual meeting, and present the same to the board of trustees at its annual meeting.

(20) No person shall be received into said sanatorium as a free patient, unless said person shall have been a resident of Kentucky and of said district for at least twelve months next preceding such person's application for admission into said sanatorium, and no person entitled to be admitted as above shall be received as a free patient in said sanatorium unless said person shall file with his or her application for admission into said sanatorium certificate of the county judge of the county of which such person is a resident stating that from evidence submitted to said county judge, he is of the opinion that such applicant is unable to pay for

maintenance in said sanatorium. The board of trustees of said sanatorium shall have power to provide by rule, the character of examination to which any applicant for admission into said sanatorium shall submit before being admitted into said sanatorium for the purpose of ascertaining whether or not such applicant is suffering from tuberculosis. No greater number of persons shall be admitted to said institution than can be properly taken care of and treated. As nearly as it may be done, each county of the district shall have the right to have admitted its proper and proportionate number of free patients, who are unable to pay their maintenance in said sanatorium.

(21) Where patients who have been, or may be maintained in said sanatorium, have or shall acquire estate which can be subjected to debt, the county attorney of such county of said patient's residence is authorized and directed in every such case to sue them in the name of said sanatorium and recover the amount of such patient's maintenance, or so much thereof as such estate will suffice to pay for the time such patients shall have been kept and maintained therein, and not otherwise paid for, and by proper proceedings, subject their estate, respectively, for the payment thereof; and when the husband, wife or parent of any such patient, who has been or may be supported in said sanatorium, shall have estate sufficient for the support of such patient, in addition to the support of any other persons who may be dependent on such husband or parent, in like manner to sue and recover from such husband the amount of his wife's maintenance, from such wife the amount of her husband's maintenance, from such parent the amount of his or her child's maintenance, at the rate aforesaid for the time that they shall have been respectively maintained by said sanatorium, and the statute of limitations providing the time in which actions for such recovery may be instituted shall not run against recovery herein provided for until from and after time at which said estate is acquired. Such suit shall create lis pendens

lien, and if judgment is obtained, such judgment shall constitute a lien upon so much of the patient's estate as is described in the petition, and said county attorney shall be allowed a fee of 15 per cent of the amount collected for his services.

(22) If at any time the accommodations of the sanatorium will permit the treatment and care of patients in excess of the indigent patients sent by the county or counties of the district, as hereinbefore provided, persons, residents of this state, whether residing inside or outside of said district, may be received into such sanatorium when the cost of transportation, support, care and maintenance is paid to the sanatorium by any county, person, public health league, or any other agency whatsoever, and when such other requirements as may be established by the district board of trustees are complied with. The amount to be charged by said sanatorium for the care and maintenance of such persons shall be fixed by the district board of trustees. Before such persons shall be admitted to said sanatorium, for the purpose of determining whether or not they are afflicted with tuberculosis, they shall submit to such an examination as the district board of trustees may by rule determine.

(23) The fiscal court of any county, in lieu of providing for the erection of a district sanatorium for tuberculosis, may contract with the district board of trustees of any other district where such sanatorium has been constructed for the care and treatment of its residents of such county who are suffering from tuberculosis, and the fiscal court of the county in which such patients reside shall pay to the sanatorium of the district receiving such patients the actual cost incurred in their care and treatment and other necessaries, and shall also pay for their transportation, and shall pay further sum to such sanatorium as the board of trustees may under proper rules and regulations provide.

(24) All sanatoria established under this act shall at all reasonable times keep open for the inspection of the State

Inspector and Examiner, all of its records and books of accounts.

(25) The State Board of Health is hereby authorized to make such rules and regulations as may be necessary to enforce any of the provisions of this act, such rules and regulations not being in conflict with the powers delegated to local boards, and such rules and regulations as may be necessary to control the action of local boards when its members fail or refuse to execute the provisions of this act as herein provided.

§ 2. (1) Every tuberculosis sanatorium district now or hereafter created and established under the provisions of Chapter 111 of the Acts of 1912, being Section 4711b of the Kentucky Statutes, Carroll's 1915 edition, or Chapter 65 of the Acts of 1918, and all amendments thereof, and of this act, shall be entitled to all the benefits of this section of this act.

(2) Every tuberculosis sanatorium district within the provisions of this act shall, from and after the passage of this act, be entitled to receive semi-annually, on the first days of January and July in each year, out of the State Treasury, from funds not otherwise appropriated, a sum equal to ten per cent of the amount actually paid and expended by such district during the preceding six months in acquiring, constructing and equipping a sanatorium for the care and treatment of tuberculosis patients and in making improvements, betterments and additions thereto; and upon such district complying with the provisions of this act the Auditor of Public Accounts shall draw his warrant upon the State Treasury in favor of the district board of tuberculosis sanatorium trustees for such district for such sum; provided, always, that the aid rendered by the State under the provisions of this act shall not in the aggregate exceed twenty-five thousand dollars ($25,000) per year for each sanatorium.

(3) Every tuberculosis sanatorium district within the provisions of this act, which is operating a sanatorium for the care and treatment of tuberculosis patients, shall, from

and after the passage of the act, be entitled to receive, quarterly, on the first days of January, April, July and October of each year, out of the State Treasury, from funds not otherwise appropriated, fifty cents (50c) per day for each free tuberculosis patient treated and cared for in such sanatorium during the three calendar months next preceding said dates.

Upon such district complying with the provisions of this act the Auditor of Public Accounts shall draw his warrant on the State Treasury in favor of the district board of tuberculosis sanatorium trustees for such district for such sum.

(4) Before any tuberculosis sanatorium district shall receive any aid from the State, under the provisions of this act, it shall conform to the rules, regulations and standards prescribed in this act.

(5) Any tuberculosis sanatorium district desiring to avail itself of the benefits of this act shall make application therefor in duplicate to the State Board of Health and to the Auditor of Public Accounts, and shall file therefor a statement for the period covered thereby, subscribed and sworn to by the chairman and treasurer of said district board of trustees, showing the actual amount of all moneys received by it and the sources from which the same were received, and the actual amount of all moneys paid and expended by said district, and the purpose for which the same were expended, together with the number of free tuberculosis patients maintained, treated and cared for by said district during the period for which said application is made, and the period of time that each of such patients was maintained, treated and cared for.

It shall be the duty of the State Board of Health to approve or disapprove such application, and to certify its action under seal, attested by its executive secretary, to the Auditor of Public Accounts, within ten days after such application shall have been received by said board; and no money shall be paid on any such application until the same shall have been first approved by the State Board of Health.

§ 3. All acts and parts of acts in conflict with this act are hereby expressly repealed.

§ 4. If any section of this act shall be held to be invalid or unconstitutional, such fact shall not affect any other section of this act, it being the intention of the General Assembly in enacting this act to enact each section separately, and if any proviso or exception contained in any section of this act shall be held to be invalid or unconstitutional, such fact shall not affect the remaining portion of such section, it being the intention of the General Assembly to enact each section of this act and each proviso and exception thereto separately.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Lee Clark	J. E. Hadden
W. B. Ardery	Sam Cole	W. R. Haselwood
T. H. Baker	F. W. Collings	L. J. Jeter
L. D. Bax	L. F. Coomes	Hector Johnson
W. B. Belknap	J. L. Cushing	J. Roy Johnson
Homer Beliles	B. F. Day	A. J. Jolly
C. W. Bennett	E. J. Doss	D. C. Jones
J. E. Bickett	G. L. Drury	T. H. King
W. M. Boling	Wm. M. Duncan	T. J. Knight
Wm. H. Bornhorst	D. E. Edwards	John H. Lawson
J. F. Bosworth	G. W. Eller	Oscar Leibson
W. J. Brandenburg	H. M. Fultz	Leon P. Lewis
Allen B. Cammack	O. C. Gartin	Leroy Lewis
R. J. Cain	T. H. Golden	Martin Light

J. T. Linton	Chas. A. Nelson	D. D. Thornberry
R. D. McMurtry	E. E. Palmore	W. S. Tinsley
J. L. Manning	J. J. Patterson	N. I. Toombs
J. W. Martin	V. H. Redwine	M. E. Vaughan
E. B. Miller	J. E. Robbins	C. D. Vincent
Harry Miller	Arthur Saunders	W. S. Wallen
G. W. Morgan	Lee L. Simons	E. C. Walker
J. L. Morgan	W. M. Simpson	W. D. Watkins
Wm. J. Moore	Geo. W. Smith	C. Westerfield
E. D. Morris	F. L. Strange	F. E. Wilson

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Resolved, that the title thereof be as aforesaid—

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 271. An Act to provide for the expenses of the Insurance Department.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That the salaries of the Insurance Commissioner, Deputy Insurance Commissioner, the clerical and actuarial assistance of the Insurance Department be fixed by the Auditor of Public Accounts, the total amount of which salaries together with all other expenses of the Insurance Department shall be paid out of the insurance fund as provided by fees paid by insurance companies, but the amount spent for cler-

ical and actuarial assistance shall not exceed $21,000, in any one year.

The salaries and expenses shall be paid monthly out of the Treasury of the Commonwealth out of the insurance fund in the same manner as other salaries are paid by warrant of the Auditor upon vouchers signed by the Insurance Commissioner

All acts or parts of acts in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Sam Cole	D. C. Jones
T. H. Baker	F. W. Collings	T. H. King
L. D. Bax	L. F. Coomes	T. J. Knight
W. B. Belknap	B. F. Day	John H. Lawson
Homer Beliles	E. J. Doss	I. T. Layman
C. W. Bennett	Wm. M. Duncan	Oscar Leibson
J. E. Bickett	D. E. Edwards	Leon P. Lewis
S. A. Blackburn	G. W. Eller	Leroy Lewis
W. M. Boling	J. O. Evans	Martin Light
Wm. H. Bornhorst	O. C. Gartin	J. Will McFarlin
J. F. Bosworth	T. H. Golden	J. L. Manning
W. J. Brandenburg	J. E. Hadden	J. W. Martin
Allen B. Cammack	W. R. Haselwood	E. B. Miller
J. G. Campbell	J. W. Howard	Harry Miller
R. J. Cain	R. O. Huntsman	G. W. Morgan
Sherman Chasteen	L. J. Jeter	J. L. Morgan
Lee Clark	A. J. Jolly	Wm. J. Moore

E. D. Morris	Arthur Saunders	J. Wood Vance
F. V. Nunnelly	Lee L. Simons	M. E. Vaughan
E. E. Palmore	Geo. W. Smith	C. D. Vincent
J. J. Patterson	A. W. Stamper	W. S. Wallen
G. L. Perryman	F. L. Strange	E. C. Walker
V. H. Redwine	H. Q. Thompson	W. D. Watkins
J. F. Reed	D. D. Thornberry	C. Westerfield
J. E. Robbins	W. S. Tinsley	F. E. Wilson
C. W. Ryans	N. I. Toombs	

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Resolved that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be considered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 5. An Act to amend and re-enact section 3563 of the Kentucky Statutes relating to the control and improvement of public streets, alleys, sidewalks, roads, lanes, avenues, highways and thoroughfares, in cities of the fourth class.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 3563 of the Kentucky Statutes as amended by the acts of 1916 be now further amended by striking out the words therein as follows, to-wit:

"The city shall pay the cost of the improvements of intersections with other public ways including one-half of the

width of the street or alley being improved opposite other streets or alleys which run into but do not cross the street or alley so being improved and of that portion of any street abutting upon property belonging to the city and shall pay the costs of all improvements where the abutting owner is a public school, cemetery, county, state or United States.

And in lieu thereof inserting the following:

The Board of Council may, by ordinance, require the cost of improvement of street intersections and street and alley intersections to be paid by the owners of the property abutting on the street ordered to be improved, in which event the cost of the improvement from the center of one street to the center of any other cross street shall be assessed against the respective owners of the property abutting on the improved street in the proportion which the amount of street frontage owned by each between said cross streets bears to the distance between said two cross streets and unless so provided by ordinance then the expense thereof shall be borne by the city. No Board of Council shall have the power to require the owners of the property along any streets to pay for the improvement of any intersections as herein set out, unless the owners of more than one-half of the number of feet of property upon the street shall have filed with the Board of Council a petition requesting it to pass an ordinance requiring said improvement, including said intersections, to be made at the expense of the owners of the property abutting on said street. The cost of all improvements in front of property owned by a cemetery company or a public school district or by the county or the state or the United States shall be paid by the city unless said owners, through their duly constituted authorities, shall agree in writing to pay for their proportional part of said improvements, and the duly appointed authorities in any school district and in any county and in the state are hereby given authority to enter into contracts for that purpose. No lien for the cost of any such improvement shall be created against any property owned by the United States or

by the State of Kentucky or by any school district or against property used for cemetery purposes."

So that said section when amended shall read as follows, to-wit:

"Section 3563. The Board of Council may, by ordinance provide for the improvement of streets, alleys and other public ways and sidewalks (including curbing and guttering), or parts thereof, in the manner herein set out. The improvement of any public way or sidewalk by original or reconstruction or by resurfacing upon a foundation already in place, shall be deemed an improvement within the provisions of this Act. An ordinance for improvement of any public street or sidewalk as contemplated in this section shall have two readings before the Board of Council and ten days shall intervene between the first and second readings. The improvement of public ways and sidewalks (including curbing and guttering), except as hereinafter provided, shall be made at the exclusive cost of the owners of real estate abutting on such improvement to be apportioned among and assessed upon the lots or parcels of real estate in proportion to the whole number of abutting feet, and a tax shall be levied upon such lots or parcels of real estate for the payment of the cost assessed thereon, which tax shall be due and payable at the city treasurer's office upon the completion of the work and acceptance thereof by the Board of Council, unless otherwise provided in the ordinance ordering such improvement, and no property shall be exempt from such improvement tax. Any such tax which is not paid within thirty days after the same becomes due shall have added thereto a penalty of ten per cent of the amount of the tax. There shall be a lien upon such lots or parcels of real estate for the part of the cost of such improvement so assessed thereon, and the same shall bear interest at the rate of six per cent per annum from the time of the assessment until paid. Any assessment for any street improvement as provided in this section which exceeds one-half of the value of the lots or parcels of real estate upon which

the assessment is made shall be void as to such excess, but the improvement shall be taken into consideration in fixing the value of such real estate and the board of council shall provide for the payment of any such excess out of the general fund. When in any such city, having therein a street railway and the railway company is required by its franchise, or by any contract with the city, to pave or improve any part of the streets or alleys of the city, proposed to be improved, the cost of paving such portion of such streets or alleys shall be assessed against such railway company and a tax shall be levied upon all property, assets and franchises of such company in this city for the payment thereof. Such tax shall constitute a first lien upon all property, assets and franchises of all kinds whatsoever, of such company within the corporate limits of the city, and shall be due and payable at the same time and in same manner and shall bear like interest as the taxes assessed against the abutting property. Such railway company shall have the right to construct its own part of such proposed improvement, and, if it shall do so, no tax shall be assessed against such company; provided, however, that such company shall, before the letting of the contract for such improvement, elect by written request presented to the board of council, to construct its part of such improvement, and shall execute a bond to the city with good and sufficient surety, to be approved by the mayor, conditioned that it will do the work of improving such part of the street with such material and according to such plans and specifications and within such time and subject to such provisions as the ordinance therefor may prescribe. The board of council, by ordinance, may require the cost of improvement of street intersections and street and alley intersections to be paid by the owners of the property abutting on the street ordered to be improved, in which event the cost of the improvement from the center of one cross street to the center of any other cross street shall be assessed against the respective owners of the property abutting on the improved street in the proportion

which the amount of street frontage owned by each, between said cross streets bears to the distance between said two cross streets and unless so provided by ordinance then the expense thereof shall be borne by the city. No board of council shall have the power to require the owners of the property along any streets to pay for the improvement of any intersections as herein set out, unless the owners of more than one-half of the number of feet of property upon the street shall have filed with the board of council a petition requesting it to pass an ordinance requiring said improvement, including said intersections, to be made at the expense of the owners of the property abutting on said street. The cost of all improvements in front of property owned by a cemetery company or by a public school district or by the county or the United States shall be paid by the city unless said owners, through their duly constituted authorities, shall agree in writing to pay for their proportional part of said improvements and the duly appointed authorities in any school district and in any county and in the state are hereby given authority to enter into contracts for that purpose. No lien for the cost of any such improvement shall be created against any property owned by the United States or by the State of Kentucky or by any school district or against property used for cemetery purposes."

"The city treasurer shall keep in his office a book to be provided for that purpose, a record of all assessment of local taxes as provided in this section, showing the name and portion of the street in which the improvement is made, the character of the improvement and the names of the persons against whose property the assessments are made. Such record shall be subject to inspection by any person desiring to inspect the same, and shall be conclusive evidence of notice to all persons of such assessments and the liens created thereby. Upon payment of any improvement tax to the treasurer, he will make proper entry thereof in the record book herein provided for, whereupon the lien for such tax shall stand re-

leased. All local taxes paid into the city treasury shall, from time to time, be paid over to the contractor or other person entitled thereto, upon order of the board of council. The treasurer shall carefully keep a separate account of the fund arising from assessments for each particular improvement, and no proceeds arising from assessment for one improvement shall be diverted to the payment for any other improvement whatever. The proceeds shall in each case constitute a separate special fund for the payment of the contractor for the particular work for which the assessment is made, or for the security and payment of improvement bonds, if any are issued, as provided in section 3577 for such improvement. The board of council of any city of the fourth class may provide by general ordinance that such city shall pay part, and if so, what part of the cost of improvement of the streets, alleys, sidewalks and other public ways of such city. When such provision is made it shall be uniform and shall thereafter apply to the improvement of all streets, alleys, sidewalks and public ways in the city and such general provision shall not thereafter be changed or repealed except at intervals of ten years or more."

§ 2. All laws or parts of laws in conflict herewith are hereby repealed.

§ 3. Whereas, the improvement of streets and highways in various cities of the fourth class in the State of Kentucky are being delayed by reason of the fact that the various municipalities are unable to pay the cost of improving the street and alley intersections, an emergency is hereby declared and this act shall take effect immediately upon its passage.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
T. H. Baker
A. J. Baldridge
L. D. Bax
W. B. Belknap
Homer Beliles
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
W. J. McMurry
R. D. McMurtry
J. W. Martin
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Lee L. Simons
W. M. Simpson
Geo. W. Smith
F. L. Strange
H. Q. Thompson
D. D. Thornberry
N. I. Toombs
J. Wood Vance
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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Those who voted in the negative were—

J. Will McFarlin J. L. Manning Arthur Saunders

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Resolved that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 361. An Act authorizing Fiscal Courts of County Commissions in counties with a population of 150,000 or more to appropriate funds for the construction, repair or maintenance of Aviation Fields used by the United States Government for its Postal or Aviation Service or by such county or city therein as a Municipal Landing Field.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That in counties having a population of one hundred and fifty thousand (150,000) or more, the Fiscal Courts or County Commissions of said counties be and they are hereby authorized to appropriate and expend out of the county funds a sum not to exceed five thousand dollars ($5,000.00) in any one year for the construction, repair or maintenance of an aviation field or fields, used or to be used by the United States Government in connection with its postal service, or as an aviation field for the aviation service of the government, or its reserve officers in such service, or by said county or any city located in said county to provide a municipal landing place for public use of airplanes.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
J. H. Baughman
L. D. Bax
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
E. J. Doss
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
W. R. Haselwood
J. W. Howard
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
T. H. King
T. J. Knight
I. T. Layman
Oscar Leibson
Leon P. Lewis
Martin Light
J. T. Linton
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
E. D. Morris
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. L. Richardson
J. E. Robbins
C. W. Ryans
Lee L. Simons
W. M. Simpson
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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Resolved that the title thereof be as aforesaid—

Mr. Simons moved that the vote by which said bill was passed be considered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 413. An Act to provide for the payment of premiums on bonds of municipal officers.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

1. That the municipal corporations of the six classes of the Commonwealth of Kentucky are hereby given power to provide by ordinance for the execution of surety bonds by their officers from whom a bond is required or may be required by law and to provide for the payment of such surety bonds by the municipality when taken by such officers from any surety company authorized to do business in the State of Kentucky.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and rejected.

The yeas and nays being taken thereon in accordance with the provisions of the constitution were as follows, viz.:

Those who voted in the affirmative were—

J. F. Bosworth	A. J. Jolly	Leon P. Lewis
J. G. Campbell	T. H. King	W. J. McMurry
E. J. Doss	T. J. Knight	J. L. Manning
J. W. Howard	John H. Lawson	E. D. Morris

E. E. Palmore	Lee L. Simons	M. E. Vaughan
J. F. Reed	H. Q. Thompson	E. C. Walker
J. E. Robbins	W. S. Tinsley	W. D. Watkins

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Those who voted in the negative were—

W. L. Agee	G. L. Drury	G. W. Morgan
T. H. Baker	Wm. M. Duncan	J. L. Morgan
J. H. Baughman	D. E. Edwards	Wm. J. Moore
L. D. Bax	G. W. Eller	Chas. A. Nelson
C. W. Bennett	H. M. Fultz	F. V. Nunnelly
W. M. Boling	T. H. Golden	J. J. Patterson
W. B. Bush	J. E. Hadden	G. L. Perryman
Allen B. Cammack	W. R. Haselwood	V. H. Redwine
R. J. Cain	Hector Johnson	Arthur Saunders
Sherman Chasteen	I. T. Layman	W. M. Simpson
Lee Clark	Martin Light	Geo. W. Smith
Sam Cole	J. T. Linton	F. L. Strange
F. W. Collings	J. Will McFarlin	D. D. Thornberry
L. F. Coomes	J. W. Martin	N. I. Toombs
J. L. Cushing	E. B. Miller	C. Westerfield
B. F. Day	Harry Miller	F. E. Wilson

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Mr. Simons moved that the vote by which said bill was rejected be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 99. An Act to amend an Act entitled "An Act for the government of the cities of the second class," approved March 19, 1894, so as to enlarge the powers of cities of the second class and to provide for the elimination of grade crossings of the public streets of such cities at grade over

the tracks of steam or electric railroads, giving the General Council or Board of City Commissioners power to order and contract for the elimination of such crossings and power to provide for the character of crossing to be substituted therefor, and to designate the plans, specifications and terms under which said work is to be done; providing for maintenance and reconstruction thereof; and further to provide for the method of apportioning the cost of such grade eliminations as between such cities and the railroad companies and city railway and interurban railway companies affected thereby, and providing further that such city shall be empowered to issue bonds to provide for the cost of said city's portion of any such work, and to condemn land and property needed for such work.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That an act entitled "An Act for the government of cities of the second class," approved March 19th, 1894, be amended by adding thereafter the following:

§ 1. The general council or board of city commissioners of any city of the second class shall have power, when in its judgment it is reasonably necessary for the safety of the public, to order the elimination of grade crossings of public streets over the tracks of steam or electric railroads, and for this purpose said general council or board of city commissioners may, when authorized by ordinance, contract with any steam railroad company or companies and street or interurban railway companies thereby affected for the elimination of any crossing in any city of the second class, where a public street crosses at grade the tracks of any steam or electric railroad, on such plans, specifications and terms as may be agreed on between the city and the railroad company

or companies and street or interurban railway companies affected thereby. In event such a contract is made the cost of elimination and construction shall be apportioned as provided in sections three (3) and four (4) hereof.

§ 2. In event an agreement as in section one contemplated cannot be arrived at, the general council or board of city commissioners is hereby empowered, when in its judgment it is reasonably necessary for the safety of the public and when authorized by ordinance, to order any grade crossing of any steam or electric railroad track or tracks over any public street in said city and the approaches thereto, to be altered or eliminated, and to order in lieu of such grade crossing the erection of such bridges, culverts, viaducts, underpasses and overpasses or other structures as to it may seem proper and appropriate for the reasonable safety of the traveling public; and in this connection may order the reconstruction of any public street intersecting or crossing said railroad or railroads in accordance with any new grade that may be established by said general council or board of city commissioners. Said work shall be done by the railroad company or companies whose tracks are affected by said order under such plans and specifications and on such terms as the general council or board of city commissioners may prescribe. A copy of the order of the general council or board of city commissioners, accompanied by the plans, specifications and all other terms and conditions under which such work is to be performed shall be delivered to the railroad company or companies whose tracks are affected by said order, and also to any street or interurban railway company whose tracks are affected thereby, and it shall be the duty of the railroad company or companies so affected to begin the construction of said work within sixty days thereafter, and complete the same within such time as the general council or board of city commissioners may specify by its said order.

§ 3. The cost of all work incident to or occasioned by the elimination of the grade crossings and the construction of

a substituted crossing as herein provided for, including the costs incurred in preparing the plans and specifications and supervising said improvement, the acquisition of property necessary therefor, the construction of approaches, drainage structures, streets and pavements, accommodations for street railways and interurban railway companies and other public utilities, and damages paid to abutting property owners, shall be paid in the proportion of sixty-five per cent (65%) thereof by the railroad company or companies affected and thirty-five per cent (35%) thereof by the city; and the city and railroad company or companies shall pay in the pro portion hereinabove provided, on monthly estimates certified by the city engineer and the railroad engineer in charge of the work, the amounts due the contractors and the costs or expenditures incurred by the city or railroad company or companies and chargeable to the cost of construction as in this section provided; provided, however, that the said costs shall not include the cost of ties, ballast, rails and other track material used for railroad tracks or street or interurban railway tracks and equipment necessary for the operation of said railroads or street or interurban railways, and the expense of relaying, and reconstructing and installing same, all of which costs shall be borne exclusively by the company whose tracks or equipment are so relaid, reconstructed or ininstalled, and all of which shall be paid by monthly estimates as in this section provided; and provided, further, that where provision is made in the plan for a grade elimination for the track or tracks of any street railway or interurban railway company, the company so owning such tracks shall pay into the city treasury forty per cent (40%) of the amount paid out or expended by the city under any contract made under section 1 hereof, or under the provisions of section 2 hereof, all payments so made by said railway or interurban railway company to be based on the monthly estimates referred to in this section, a copy of which, properly certified by the secretary of the general council or board of city commissioners,

shall be furnished to the said street railway company or interurban railway company or companies, and the said payment to be made within five (5) days after such presentation.

§ 4. In the event that a grade elimination be ordered which shall require the separation of grades of a public street or streets and the tracks of two or more steam or electric railroads, such companies shall contribute to the cost of such grade elimination, as defined in and limited by section 3 hereof, in proportion to the number of tracks provided for each of them in the plans for such grade elimination, or in such proportion as may be agreed upon between them; and where the plan for such grade elimination makes provision for tracks for two or more street or interurban railways, in or on the street or roadway, such companies shall contribute to the cost of such grade elimination as defined in and limited by section 3 hereof, in proportion to the number of tracks provided for each of them, or in such proportion as may be agreed upon between them

§ 5. All books or records of the company or companies performing said work, and which pertain in any manner to the said improvement, shall be open at all times to the inspection of the general council or board of city commissioners, or to its authorized representatives.

§ 6. After the construction of the substituted crossing by overhead bridge, elevated structure or underpass, the railroad company or companies owning such track or tracks so crossed or passed by the same, shall at all times maintain such bridge, structure or underpass, including its abutments, piers and retaining walls, except the roadway and footways, which shall be maintained by the city; provided, in event any street railway or interurban railway company or companies use the roadway or underpass, then such street railway company shall pay the cost of maintaining that part of the roadway which lies between their tracks and two feet on either side thereof. Provided, further, in event it shall become

necessary to reconstruct any overhead bridge, elevated structure or underpass constructed under the provisions of this act, the cost of such reconstruction shall be paid for by the city and interested steam, electric, street and interurban railroad companies in the proportions prescribed in section 3 hereof for the original construction of such substituted crossing.

§ 7. Whenever it is necessary for the purposes of a grade separation or separations to condemn any property the general council or board of city commissioners may order the condemnation of such property, as provided in sections 3095, 309a and 3095g, inclusive, Carroll's Kentucky Statutes, edition of 1922, and the proceedings therefor shall be instituted and prosecuted in the name of the city by the city attorney.

§ 8. The provisions of this act shall not affect or impair any existing ordinance, contract or agreement between any railroad company and municipality, and which provides for the cost of construction or maintenance of any existing bridge, elevated structure or underpass.

§ 9. Said cities are hereby authorized to issue bonds to provide for the city's share of the cost of any grade separation or separations ordered or contracted for under this act, such bonds to be issued as provided by section 3069, Carroll's Kentucky Statutes, edition 1922.

§ 10. If any clause or section of this act shall be held unconstitutional such holding shall not affect the validity of the remainder of the act.

§ 11. All laws or parts of laws in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

L. D. Bax	O. C. Gartin	E. D. Morris
Homer Beliles	W. R. Haselwood	Chas. A. Nelson
S. A. Blackburn	J. W. Howard	E. E. Palmore
W. M. Boling	R. O. Huntsman	V. H. Redwine
Wm. H. Bornhorst	J. Roy Johnson	J. L. Richardson
J. F. Bosworth	A. J. Jolly	J. E. Robbins
W. J. Brandenburg	D. C. Jones	C. W. Ryans
W. B. Bush	T. H. King	Arthur Saunders
Allen B. Cammack	T. J. Knight	Lee L. Simons
J. G. Campbell	John H. Lawson	W. M. Simpson
R. J. Cain	I. T. Layman	Geo. W. Smith
Lee Clark	Oscar Leibson	H. Q. Thompson
Sam Cole	Leon P. Lewis	D. D. Thornberry
F. W. Collings	Leroy Lewis	N. I. Toombs
J. L. Cushing	Martin Light	J. Wood Vance
B. F. Day	J. T. Linton	C. D. Vincent
E. J. Doss	W. J. McMurry	W. S. Wallen
G. L. Drury	J. L. Manning	W. D. Watkins
Wm. M. Duncan	J. W. Martin	C. Westerfield
D. E. Edwards	Harry Miller	
H. M. Fultz	Wm. J. Moore	

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Resolved that the title thereof be as aforesaid—

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

A message was received from the Senate announcing that they had passed bills which originated in this House of the following titles, viz.:

H. B. 516. An Act to define and standardize ice cream and prevent its adulteration and misbranding.

H. B. 52. An Act to prohibit the running of stock at large in towns of the sixth class of this Commonwealth.

H. B. 237. An Act relating to weights and measures.

H. B. 601. An Act to amend and re-enact Section 2739g-2, subsection (D), of Carroll's Kentucky Statutes, 1922 Edition, which section is subsection (d) of Chapter 90 of the Acts of the General Assembly of Kentucky of 1920, approved March 23, 1920, relating to registration fees for motor trucks.

H. B. 200. An Act relating to the State Live Stock Sanitary Board. An Act to amend subsection (f), section 7 of Chapter 69 of the Acts of 1918.

H. B. 547. An Act to repeal and re-enact section 1481 of the Kentucky Statutes, Carroll's 1915 Edition, relating to elections.

H. B. 123. An Act to amend and re-enact sections 794 and 1166 of the Kentucky Statutes, Jno. D. Carroll's Edition, 1922, relating to shooting at or into railroad engines, cars, etc.

H. B. 504. An Act to amend and re-enact section 1061a of the Kentucky Statutes, the same being an Act of the General Assembly of the Commonwealth of Kentucky, approved on the 18th day of March, 1914, entitled "An Act to provide a stenographer for the county judge of counties in the Commonwealth containing a population of two hundred thousand or over," this amendment providing for a stenographer for the county judge of other counties.

H. B. 63. An Act designating the 11th day of November of each year a Legal Holiday, to be known as Armistice Day.

Ordered that said bills be delivered to the enrolling clerk.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a resolution entitled:

S. Res. 9. Resolution authorizing W. P. Burks to sue the Commonwealth of Kentucky.

Said Resolution is as follows, viz.:

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

Whereas, in 1920, the State Highway Department constructed a public road from Harrodsburg, Mercer county, Kentucky, to Pleasant Hill, Mercer county, Kentucky, which road leads by the property of one W. P. Burks; and, Whereas, in the construction of said road it was necessary to change the grade near the property of said Burks and to change the flow of a creek which ran across the said State Highway at or near the property of said Burks; and

Whereas, in making said change the said Burks alleges and claims that his property was damaged in the sum of $4,000.00; and

Whereas, in equity and good conscience, if such damage was sustained the same should be required and paid by the Commonwealth of Kentucky, as the said road was built under the supervision and control of the State Highway Department of the Commonwealth of Kentucky, therefore,

Be it resolved by the General Assembly of the Commonwealth of Kentucky:

That W. P. Burks be and he is hereby authorized to institute a suit in the Mercer Circuit Court, against the Commonwealth of Kentucky to cover the amount of damage sus-

tained by reason of the change of said grade of said road and change of the flow of a creek which crosses said road at said point, and any judgment which he may obtain shall be paid by the Auditor by a warrant on the Treasurer for the amount of the judgment not exceeding the sum of $4,000.00.

Said resolution was adopted.

The yeas and nays being taken thereon in accordance with the provisions of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	D. E. Edwards	J. L. Morgan
T. H. Baker	J. O. Evans	E. D. Morris
L. D. Bax	H. M. Fultz	E. E. Palmore
W. B. Belknap	O. C. Gartin	J. J. Patterson
Homer Beliles	T. H. Golden	G. L. Perryman
C. W. Bennett	J. W. Howard	V. H. Redwine
J. E. Bickett	Hector Johnson	J. E. Robbins
S. A. Blackburn	A. J. Jolly	Arthur Saunders
W. M. Boling	D. C. Jones	Lee L. Simons
J. F. Bosworth	T. H. King	W. M. Simpson
W. J. Brandenburg	T. J. Knight	Geo. W. Smith
Allen B. Cammack	I. T. Layman	A. W. Stamper
R. J. Cain	Oscar Leibson	F. L. Strange
J. G. Campbell	Leon P. Lewis	D. D. Thornberry
Sherman Chasteen	Leroy Lewis	N. I. Toombs
Lee Clark	Martin Light	J. Wood Vance
Sam Cole	J. T. Linton	M. E. Vaughan
F. W. Collings	W. J. McMurry	C. D. Vincent
J. L. Cushing	J. L. Manning	W. S. Wallen
B. F. Day	J. W. Martin	W. D. Watkins
E. J. Doss	E. B. Miller	F. E. Wilson
Wm. M. Duncan		

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Mr. Simons moved that the vote by which said resolution was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 74. An Act to amend and re-enact sections 17 and 18 of Chapter 90 of the 1920 Acts of the General Assembly of the Commonwealth of Kentucky relating to vehicles; regulating their use and operating upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles, fixing the amount of the license and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor vehicles; providing penalty for the violation of this act, and repealing any and all conflicting laws.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That sections seventeen (17) and eighteen (18) of chapter ninety (90) of the 1920 Acts of the General Assembly of the Commonwealth of Kentucky be amended so that said sections when amended and re-enacted shall read as follows:

"Section 17. Duties of the Clerk.—(a) It shall be the duty of the clerk in each county to see that the provisions of this act in his county are enforced, and in doing so he shall:

(b) Take all applications as provided in this act.

(c) Issue the receipts provided for in this act on blanks furnished by the commission.

(d) Collect the fees due the state as provided for in this act.

(e) Distribute the registration plates and badges fur-

nished by the commission and keep a complete record in his office for the benefit of the public of all such registrations in his county, and to notify the owner or chauffeur of the receipt by him of the duplicate badges and plates.

(f) Remit and report each Monday to the commission all moneys collected under him during the previous week, together with the duplicates of all receipts issued by him during the same period, all checks to be made payable to the State Treasurer.

(g) Account to the commission for all registration plates, badges and receipt forms consigned to him, at such time or times as the commission may direct; give the commission timely notice of a probable deficiency of plates or other supplies.

(h) In counties wherein there is a court house district heretofore established, or where there are two offices established or maintained for the convenience of the taxpayers, the clerk is hereby empowered to take applications, issue receipts, collect the fees and distribute the plates and badges at such branch offices as is provided for in subsections b, c, d, and of section seventeen (17) of this act.

"Section 18. Duties of the Commission.—(a) It shall be the duty of the commission to carry out the provisions of this act, and in so doing shall:

(b) Furnish blanks and instructions. Prepare and furnish to the clerk in each county a good and sufficient supply of all forms and blanks provided for in this act, provided that the form of receipts shall be designated for the writing of triplicate copies, the originals of which, except those to be used for duplicates of lost receipts, shall be numbered consecutively for each county, provided, however, that when there is a county maintaining two offices the forms and blanks shall be numbered for each office according to the number of forms and blanks required for each office; the second and third copies bearing the same number as the original; and the colors of all three copies shall be different and the combina-

tion of colors shall not for the same consecutive years; shall also furnish each clerk a list of horse power rating of all automobiles as determined by the Society of Automobile Engineers.

(c) Keep Records.—Keep a numerical record of all registration numbers issued in the state for which they may use the second copy of receipts forwarded by the clerk of each county, a record of motor numbers under subsection (j) of section two (2). Also keep the copies of judgments of convictions for violations of this law, all of which shall constitute a public record.

(d-e) Furnish Registration Plates, Etc.—The commission shall furnish to each clerk, originally each year upon estimate, and thereafter upon requisition at all times a sufficient supply of plates for all classes of vehicles required to be registered. Such plates shall be selected by the commission or some other person under their direction, and shall be of proper and practical form and size, and shall contain such lettering and numbering as the commission may deem to be proper, practicable and efficient for the intended purposes.

(f) Chauffeur Badges.—Furnish a metal badge for each chauffeur's registration, consecutively numbered, with the letters "KY" and the year number thereon, and shall allot a sufficient supply to the clerk in each county. Said badge shall be of different form and design for each year.

(g) Supply Not Later Than November 15th.—Registration plates, badges and forms for the succeeding year in number equal to or greater than the current year's registration in that county shall be delivered to the clerk in each county not later than November 15th (15) and the commission, with the assistance of the clerk, shall estimate as closely as possible the increase in registration and make provision therefor as soon after said rate as possible.

(h) Lists.—Furnish serial numerical lists of all registrations and transfers to those who subscribe for same on an annual basis of multigraphed or mimeographed sheets, be-

ginning not later than January fifteenth (15), and followed thereafter weekly. These lists are to be furnished at a reasonable price, but not to exxceed seven and one-half (7½) cents per one hundred names. Separate county lists may also be furnished subscribers in the same manner as state lists are furnished, the price thereof not to exceed fifteen (15) cents for one hundred names.

(i) Deposition of Funds.—Receive all moneys forwarded by the clerk in each county and turn over same to the Auditor for the benefit of the state road fund; and out of this fund shall be paid the expenses of said commission incident to the enforcement of this act, said payments being made in the manner provided by law for the payment of salaries and expenses.

(j) Settlements.—Shall at the end of each fiscal year make a settlement of accounts showing the receipts and expenditures and file same with the Auditor of Public Accounts for the state. And they shall further require an accounting from the clerk in each county for all moneys received by him under the provisions of this act, after the deduction of his fees under this act, and for all receipts, forms, plates and badges consigned to him.

(k) Publication and Distribution of Act.—Cause to be printed not less than one hundred thousand copies of this act and distribute through the clerk in each county a copy to each person applying for registration or transfer of registration, and when such supply is exhausted, shall cause additional copies to be printed from time to time as may be necessary.

(1) Shall assign motor number when applied for under subsection (j) of section two (2), such motor numbers to be distinctive, so as to show their designation by the commission.

(m) In counties wherein there is a court house district heretofore established or where two offices are established and maintained for the benefit and convenience of the taxpayers, the clerk shall estimate as closely as possible therefor, not later than the date provided for in subsection (g) of

section eighteen (18) of this act, and make requisitnon with the commission for the required number of forms. blanks, plates and badges estimated to be required at such branch office, as is provided for in subsections (b), (d-e) and (f), section eighteen (18) of this act,

All laws or parts of laws in conflict herewith are hereby repealed.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provisior of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	B. F. Day	J. T. Linton
T. H. Baker	E. J. Doss	W. J. McMurry
L. D. Bax	G. L. Drury	J. L. Manning
W. B. Belknap	Wm. M. Duncan	J. W. Martin
Homer Beliles	D. E. Edwards	E. B. Miller
C. W. Bennett	J. O. Evans	G. W. Morgan
J. E. Bickett	H. M. Fultz	J. L. Morgan
S. A. Blackburn	O. C. Gartin	Wm. J. Moore
W. M. Boling	T. H. Golden	Chas. A. Nelson
Wm. H. Bornhorst	W. R. Haselwood	E. E. Palmore
W. J. Brandenburg	J. W. Howard	J. J. Patterson
Allen B. Cammack	A. J. Jolly	G. L. Perryman
J. G. Campbell	D. C. Jones	V. H. Redwine
R. J. Cain	T. H. King	J. F. Reed
Sherman Chasteen	T. J. Knight	J. L. Richardson
Lee Clark	I. T. Layman	J. E. Robbins .
Sam Cole	Oscar Leibson	C. W. Ryans
F. W. Collings	Leon P. Lewis	Arthur Saunders
J. L. Cushing	Martin Light	Lee L. Simons

W. M. Simpson	D. D. Thornberry	W. D. Watkins
Geo. W. Smith	W. S. Tinsley	C. Westerfield
F. L. Strange	N. I. Toombs	
H. Q. Thompson	M. E. Vaughan	

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Those who voted in the negative were—

Hector Johnson	John H. Lawson

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 272. An act to repeal, amend and re-enact section 3 of chapter 34 of the Acts of the General Assembly of Kentucky, 1920 session, touching the Kentucky Geological Survey.

Said bill reads as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 2 of chapter 34 of the Acts of 1920, entitled "An act creating the Kentucky Geological Survey, designating its executive officer, and his duties, and providing funds for its maintenance" be and the same is hereby repealed, and in lieu thereof section 3 is re-enacted so as to read as follows:

Section 3. "Duties of Director and State Geologist—Reports by.—It shall be the duty of the Director and State Geologist to give his attention to the administration of the affairs of the Kentucky Geological Survey; to visit any and all parts of the state so as to make himself familiar with the needs of each section; to supervise, outline and edit the work of his assistants; to advance the interests of Kentucky by presenting in person, or otherwise, before national geological meetings, authoritative statements of the geological and mineral resources of the state, and he may, in his discretion, deliver one or more lectures before educational institutions, upon the subjects developed by the duties herein outlined, and to undertake such field work as his time will permit, and to perform such other duties as may properly pertain to his office. He shall have the supervision of the entire work of the survey, and shall be responsible for the accuracy of same. He shall make a brief report biennially to the Governor on January 1st, at the convening of the state General Assembly, covering the activities accomplished by and proposed for the Kentucky Geological Survey.

Under the direction and control of the Director and State Geologist the corps of the survey shall proceed to make careful geological, geographical, mineralogical, chemical, physical, soil and economic surveys of the state; to enter upon record an accurate statement of the extent of water power and water courses, to locate coal, oil, metalliferous deposits, clays, ores, building stone, etc., etc.; to report characteristics and compositions of soils and minerals; to collect, analyze, classify, and lebel speciments of rocks, fossils, ores, coals, oils, gases, minerals, soils and other natural resources of the state; to cause specimens of the above named exhibits of the state to be correctly labeled and preserved in the museum of the State University at Lexington, and in the office of the Geological survey at Frankfort.

The Director and State Geologist shall be the Curator of the mineralogical and other collections of the Kentucky

Geological Survey in the custody of the University of Kentucky. As Curator of said museum he shall arrange for the proper presentation and display of said mineralogical collections to the general public."

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Wm. M. Duncan	E. B. Miller
T. H. Baker	D. E. Edwards	Harry Miller
J. H. Baughman	J. O. Evans	J. L. Morgan
L. D. Bax	H. M. Fultz	Wm. J. Moore
W. B. Belknap	O. C. Gartin	E. D. Morris
Homer Beliles	T. H. Golden	F. V. Nunnelly
C. W. Bennett	W. R. Haselwood	E. E. Palmore
J. E. Bickett	L. J. Jeter	J. J. Patterson
S. A. Blackburn	J. Roy Johnson	G. L. Perryman
W. M. Boling	A. J. Jolly	V. H. Redwine
Wm. H. Bornhorst	D. C. Jones	J. E. Robbins
J. F. Bosworth	T. H. King	C. W. Ryans
W. J. Brandenburg	T. J. Knight	Arthur Saunders
Allen B. Cammack	I. T. Layman	Lee L. Simons
J. G. Campbell	Oscar Leibson	W. M. Simpson
R. J. Cain	Leon P. Lewis	Geo. W. Smith
Sherman Chasteen	Leroy Lewis	A. W. Stamper
Lee Clark	Martin Light	F. L. Strange
F. W. Collings	J. T. Linton	H. Q. Thompson
L. F. Coomes	J. Will McFarlin	D. D. Thornberry
J. L. Cushing	W. J. McMurry	W. S. Tinsley
B. F. Day	J. L. Manning	N. I. Toombs
E. J. Doss	J. W. Martin	J. Wood Vance

C. D. Vincent W. D. Watkins F. E. Wilson
W. S. Wallen C. Westerfield
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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 246. An Act to amend, revise and re-enact section 1 of an Act entitled "An Act to amend an act entitled, an Act defining boundaries for school districts, embracing cities of the fourth class, and providing systems of schools in such districts and creating boards of education for such districts, providing for the election thereof, defining their powers and duties and repealing all laws in conflict therewith."

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 1 of an act of the General Assembly of Kentucky approved March 22, 1922, and published as chapter 35 of the Acts of 1922, entitled, "An Act to amend an act entitled, 'An Act defining boundaries for school districts, embracing cities of the fourth class, and providing systems of schools for such districts and creating boards of education for such districts, providing for the election thereof, defining their powers and duties, and repealing all laws in conflict therewith,' " be and the same is hereby amended, revised

and re-enacted so that same, when so amended, revised and re-enacted, will read as follows, to-wit:

Section 19. Before making any tax levy it shall be the duty of said board of education to make a careful estimate of the amount of money necessary to be raised (over and above the amount due or to become due it from the State as provided in section 21 of the Act to which this is an amendment) for purposes as follows:

a. For maintaining the schools.

b. For repair and improvement of buildings.

c. For sinking fund purposes.

d. For paying incidental expenses and any other lawful claims against the school district.

Said estimate shall be entered in full upon the minute book of the board. The failure to make such estimate, however, shall not invalidate the levy.

At least thirty days prior to the time prescribed in the character of cities of the fourth class for the tax levy to be made for city purposes, it shall be the duty of said board of education in districts where the boundary thereof is identical with the boundary of a city of the fourth class, to levy an ad valorem tax for school purposes upon all property of every kind in the city assessed or subject to taxation for city purposes. Said tax shall be at such rate as will produce in that year the sum estimated by the board of education as necessary to be raised for the aforesaid purposes. The board shall also levy a poll tax on each person assessed for poll tax by said city, but the ad valorem taxes for all school purposes exclusive of sinking fund shall not exceed $1.50 on each $100.00 of assessed value and the poll tax shall not exceed $2.00 for each poll. The assessment made for the city shall also be the assessment for the school district. Said levy shall be certified by the board of education to the general council or the board of commissioners of the city and said general council or board of commissioners shall cause the taxes accruing thereunder to be added to and included in the

regular tax bills rendered by the city for city purposes and shall cause said tax to be collected by the same officers and in the same manner and at the same time as taxes are collected for city purposes.

At least thirty days prior to the time when the fiscal court of the county is required to make its levy for county purposes, it shall be the duty of the board of education in districts where the boundary includes a city of the fourth class together with other territory, to levy an ad valorem tax for school purposes upon all property of every kind in the district assessed for county purposes. Said tax shall be at such rate as will produce in that year the sum estimated by the board of education as necessary to be raised for school purposes in the district. The board shall also levy a poll tax on each person assessed for poll tax by the county within the district, but the ad valorem tax (for all school purposes exclusive of sinking fund) shall not exceed $1.50 on each $100.00 of assessed value and the poll shall not exceed $2.00 for each poll. The assessment made for the county shall be the assessment for each school district. Said levy shall be certified by the board of education to the fiscal court of the county and said fiscal court shall require the county clerk to make out the tax bills for the ad valorem and poll taxes accruing thereunder in the stub book to be devised and furnished by said board of education for that purpose, and said clerk shall sign and turn them over to the city tax collector for collection, taking his receipt therefor in duplicate, showing the number of bills so delivered to said collector and the aggregate amount thereof. One copy of said receipt shall be retained by said county clerk and one copy certified to said board of education. Said board of education shall then cause the same to be collected by said city collector in the same manner and at the same time as taxes are collected for city purposes.

All powers and duties conferred upon and required of officers in collecting taxes for city purposes and for county

purposes are hereby conferred upon and required of them in collecting taxes levied by the board of education. The board of education shall pay the collector for collecting the taxes a reasonable compensation not exceeding one and one-half per cent on the amount collected.

The officer collecting the school tax and his sureties upon his bond shall severally be liable under his official bond or bonds for any failure in the performance of his duties. Within ten days after the close of each calendar month the collecting officer of said city shall promptly pay over to the treasurer of the board of education all sums collected by him during the preceding month, less his commissions, and upon failure to do so the board of education shall have the right to institute suit against him and his bondsmen upon his official bond for all sums collected and unpaid by him.

The limitation hereinbefore prescribed upon the rate of tax that may be levied for school purposes shall not apply where a bonded indebtedness has been incurred for public school purposes and when such indebtedness has been incurred there may be levied in addition to the tax heretofore authorized an ad valorem tax sufficient to pay interest on said indebtedness and also to constitute a sinking fund for the payment of the principal thereof. The provision hereof shall apply to any bonded indebtedness whether heretofore or hereafter created.

The failure of the board of education by inadvertence or otherwise to make a levy within the time prescribed shall not invalidate any levy made thereafter."

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said

bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

T. H. Baker
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
S. A. Blackburn
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
J. G. Campbell
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
H. M. Fultz
T. H. Golden
W. R. Haselwood
J. W. Howard
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Martin Light
J. T. Linton
W. J. McMurry
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
E. D. Morris
E. E. Palmore
J. J. Patterson
V. H. Redwine
J. L. Richardson
J. E. Robbins
C. W. Ryans
Lee L. Simons
W. M. Simpson
Geo. W. Smith
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
W. S. Wallen
W. D. Watkins
C. Westerfield
F. E. Wilson

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There voted in the negative—

J. W. Martin

—1

Resolved that the title thereof be as aforesaid—

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 362. An Act to authorize and empower the State Highway Commission, in its discretion, to reimburse the Kentucky Coal and Electro-Chemical Company in a fair and reasonable amount to be determined by the State Highway Commission for construction work done, and services and material furnished by said company, in the construction of certain sections of the highway leading from Somerset, Kentucky, to London, Kentucky, as a part of the State Primary Road System; and to pay for same out of the State Road fund.

Said bill is as follows, viz.:

Whereas, the Kentucky Coal and Electro--Chemical Company has at its own expense and at the instance of the State Highway Commission graded a very difficult section of said road on a route now designated as a State Primary Road between Somerset, Kentucky, and London, Kentucky, and in so grading same followed and complied with plans and specifications made and prescribed by the State Highway Engineer, in anticipation of said route being incorporated into the State's Primary System of Roads; and, whereas, said expenditures and said work will greatly facilitate the opening of said highway to the traveling public, and will to the extent of the cost thereof lessen the cost of construction of said highway by the State Highway Commission; and, whereas, said Kentucky Coal and Electro-Chemical Company is willing to accept a fair and reasonable price for said grading and construction work done by it on said highway as hereinbefore

described, and without interest on any expenditures made by it, now, therefore:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. The State Highway Commission is hereby authorized and empowered in its discretion to reimburse the Kentucky Coal and Electro-Chemical Company in a fair and reasonable amount, to be determined by the State Highway Commission, for construction work done and services and material furnished by said company in the construction of certain sections lying between Shopville and Acorn, of the highway leading Primary Road System; and to so pay said Kentucky Coal and Electro-Chemical Company for same out of the State road fund, without allowing to said company any interest on any expenditures which may have been made by it in such construction. Only such construction as has been done by said company on said highway shall be paid for by the State Highway Commission as hereinabove provided, as may be located on the route of the State Primary Road System.

§ 2. When the State Highway Commission shall have in its discretion ascertained the fair and reasonable cost to be determined by it, of aforesaid grading and construction work done by the Kentucky Coal and Electro-Chemical Company, it is hereby authorized and empowered to certify same to the Auditor of Public Accounts for the sum found to be due and payable to said company under this act, out of the State road fund; and the Auditor in turn is directed to draw his warrant upon the State Treasurer for said amount. And there is appropriated out of the State road fund such sum as may be necessary to cover the cost of such grading and construction, to be determined by the State Highway Commission as hereinabove provided, to be paid to the Kentucky Coal and Electro-Chemical Company in the manner hereinabove provided.

The Highway Commission is limited in the amount to be expended in carrying out the purposes of this act to an amount not exceeding twenty thousand dollars ($20,000.00). Nothing shall be paid until the road is taken over by the Highway Commission and then only the value of the work to the Highway Commission.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
R. J. Cain
Sherman Chasteen
Sam Cole
L. F. Coomes
J. L. Cushing
B. F. Day
E. J. Doss
G. L. Drury
G. W. Eller
J. O. Evans
O. C. Gartin
T. H. Golden
J. W. Howard
R. O. Huntsman
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
T. H. King
T. J. Knight
Leon P. Lewis
Leroy Lewis
J. L. Manning
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
E. E. Palmore
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
C. W. Ryans
Lee L. Simons
W. M. Simpson
H. Q. Thompson
W. S. Tinsley
J. Wood Vance
M. E. Vaughan
W. S. Wallen
W. D. Watkins
C. Westerfield
F. E. Wilson

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Those who voted in the affirmative were—

Wm. M. Duncan	Oscar Leibson	J. E. Robbins
W. R. Haselwood	Martin Light	A. W. Stamper
L. J. Jeter	J. Will McFarlin	F. L. Strange
John H. Lawson	J. W. Martin	N. I. Toombs
I. T. Layman	F. V. Nunnelly	

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Resolved that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

A message was received from the Senate announcing that they had passed bills which originated in this House of the following titles, viz.:

H. B. 427. An Act to amend and re-enact sections 3673, 3674, 3577 and 3678 of Kentucky Statutes, Carroll's Edition, 1922, being a part of subdivision 6, Article 7, chapter 89, relating to revenue and taxation in towns of the sixth class.

H. B. 263. An Act to amend and re-enact section 2447-2 and 2447b of Chapter 78, Kentucky Statutes, Carroll's Edition, 1922, which chapter is entitled Library—State.

Ordered that said bills be delivered to the Enrolling Clerk.

Mr. Simons moved that the House do now adjourn.

Said motion was agreed to.

And then the House adjourned.

WEDNESDAY, MARCH 19, 1924.

The House was opened with prayer by the Reverend W. P. Fryman of the Methodist Episcopal Church of Frankfort.

The roll was called and the following members answered to their names, viz.:

W. L. Agee
W. B. Ardery
T. H. Baker
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
R. O. Huntsman
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
Harry Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
F. L. Strange
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

The reading of the Journal of yesterday's proceedings was despensed with.

A message was received from the Senate announcing that they had passed a bill which originated in this House entitled:

H. B. 12. An act providing for the regulation over public highways of motor propelled vehicles, carrying passengers for hire; providing for the assessment and collection and distribution of license fees thereon, and providing for the enforcement of the provisions of this act and punishment for violations thereof.

Together with the report of the Conference Committee heretofore appointed by the House and Senate to confer and adjust the differences between the two houses in relation to said bill.

The report of the Conference Committee is as follows, viz.:

We, the undersigned members of the Conference Committee, appointed by the House and Senate for the purpose of considering the differences which existed between the House and Senate as to the contents of House Bill 12, desire to report that after conferring, they have unanimously agreed upon this bill and recommend its passage by the House and the Senate.

H. S. CAYWOOD,
W. L. MOSS,
H. S. McELROY,
Members of the Senate.

JNO. CUSHING,
HARRY MILLER,
R. O. HUNTSMAN,
Members of the House.

Said amendment by way of substitute as proposed by the Conference Committee is as follows, viz.:

An Act providing for additional supervision and regulation of the transportation of person, for compensation, over public highways by motor propelled vehicles; defining automobile transportation companies; providing for additional supervision and regulation thereof by the State Highways Commission of its successors; providing for the assessment and collection of fees and taxes thereon, and providing for the enforcement of the provisions of this act and punishment for violations thereof.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. (a) The term "corporation" when used in this act means a corporation, company, association or joint stock company.

(b) The term "person" when used in this act means an individual, a firm or a co-partnership.

(c) The term "commission" when used in this act means the State Highway Commission of the State of Kentucky, or such other body or board as may succeed to the power and duties now held by the State Highway Commission.

(d) The term "Auto Transportation Company" when used in this act means every corporation, person, firm or association or persons, the lessees, receivers or trustees however appointed, owning, controlling, operating or managing any motor propelled vehicle not usually operated on or over rails, used in the business of transporting persons, for compensation, over any public highway in this state between fixed termini or over a regular route and not operating exclusively within the incorporated limits of any city or town, provided, however, that the term "auto transportation company" as used in this act shall not include corporations or persons, their lessees, receivers or trustees, however appointed, insofar as they own, control, operate or manage

taxicabs, hotel buses, school buses, or buses used exclusively for funeral purposes, and shall not apply to taxicab companies not operating between fixed termini or over a regular route, and shall not prohibit them from making casual trips over the routes established under the provisions of this act.

(e) The term "public highways" when used in this act means every street, road or highway in this State.

(f) The words "between fixed termini or over a regular route" when used in this act mean the termini or route over which any auto transportation company usually or ordinarily operates any motor propelled vehicle, even though there may be departures from said termini or route, whether such departure be periodic or irregular.

(g) "Motor vehicles" as used herein shall mean any motor propelled vehicle, not usually operated over or on rails, or any vehicle operated for transportation of persons by any auto transportation company.

§ 2. No corporation or person, their lessees, receivers or trustees, however appointed, shall operate any motor propelled vehicle for the transportation of persons, for compensation, on any public highway of this State, except in accordance with the provisions of this act.

§ 3. The Commission is hereby vested with power and authority, and it is hereby made its duty to grant certificates to operate and to supervise and regulate every auto transportation company in this state; to fix any classification, rules and regulations of each such auto transportation company that they may deem necessary in addition to those imposed under the provisions of this act; to regulate the service and safety of operations of each such auto transportation company; to fix, alter and regulate the rates of tariff charged by such auto transportation company; to require the filing of annual or other reports and of any other data of such auto transportation companies, and to supervise and regulate auto transportation companies in all other mattters

affecting the relationship between such auto transportation company with the traveling public. The Commission shall have power and authority by general order or otherwise, to prescribe rules and regulations in conformity with this act, applicable to any and all such auto transportation companies; and within such limits shall have power and authority to make orders and to prescribe rules and regulations affecting auto transportation companies.

The Commission may, at any time, by its order duly entered, after a hearing had upon ten days' notice to the holder of any certificate hereunder, and a reasonable opportunity to such holder to be heard, at which it shall appear that such holder without good cause violates or refuses to observe any of its orders, rules or regulations, suspend, revoke, alter or amend any certificate issued under the provisions of this act, but the holder of such certificate shall have all the rights of rehearing, review and appeal as to such order of the commission as is provided for in section 5 of this act.

§ 4. No auto transportation company shall hereafter operate for the transportation of persons, for compensation, between fixed termini or over a regular route in this State, without first having obtained from the commission, under the provisions of this act, a certificate declaring that public convenience and necessity require such operation, but a certificate shall be granted when it appears to the satisfaction of the commission that such person, firm or corporation was actually operating in good faith, over the route for which such certificate shall be sought, on January 1, 1924.

§ 5. In all matters in which the commission has power and authority under this act, it may hear applications and complaints, issue subpoenas and compel the attendance of witnesses and require persons to testify under oath; administer oaths; issue processes, orders, opinions and decisions, but from which decisions of the commission an appeal may be taken to the circuit court of Franklin county and an appeal may be taken from said circuit court to the Court of

Appeals, provided that such appeals to the circuit court shall have precedence of all other cases pending, and such appeals to the Court of Appeals shall have precedence over all other appeals pending, and provided, further, that the proceedings had before the commission and the evidence heard before it shall be certified to the circuit court when an appeal is taken, and no other evidence shall be heard by the circuit court or the Court of Appeals.

§ 6. Neither this act nor any provisions thereof shall apply or be construed to apply to commerce with foreign nations or commerce among the several states of this union, or business conducted for the United States Government, except insofar as the same may be permitted under the provisions of the Constitution of the United States and the Acts of Congress.

§ 7. Every firm or corporation procuring a certificate of authority hereunder shall at the time of application for certificate to operate and annually on or before the first of March, under the oath of the person constituting such company, if a person, or under the oath of the president, secretary, treasurer, superintendent or manager of such association or corporation, if an association or corporation, make and file with the commission a statement in such form as the commission may prescribe.

§ 8. The statement provided for in the preceding section shall, in addition to any other information required by the commission, contain:

1. The name of the company,

2. The nature of the company, whether a person or persons, association or corporation, and under the laws of what state organized.

3. The location of its principal office.

4. The name of and post office address of the president, secretary, auditor, treasurer, superintendent or manager.

5. The name of and post office address of the chief officer or managing agent of the company in this State.

6. The location of its termini between which it transacts an auto transportation business, and the complete route over which the applicant operates or desires to operate.

7. The number and seating capacity of motor propelled vehicles owned and used by such company for the transportation of persons.

8. The kind of motor vehicles to be used by such company.

9. The schedule upon which motor vehicles are operated.

10. The schedule showing the passenger rates to be charged between the several points.

§ 9. Whenever any auto transportation company shall apply to the commission for certificate to operate, the said applicant shall give notice of the filing of said application by publication made once a week for two weeks immediately prior to the day set for hearing, in a newspaper of general circulation published in the locality through which the applicant proposes to operate. Such notice shall state the fact that such application has been made, the route proposed to be operated, the number of motor vehicles to be used, the number of trips to be made daily, and the name and address of the applicant. The commission shall, after the filing of such application fix the date within thirty days for the hearing upon same.

§ 10. Except as otherwise expressly provided, it shall be unlawful for any motor transportation company as defined in this act to operate in this State on any route, other than the route provided for in the certificate granted by the commission; or to fail or refuse to operate on the whole of the route, in the manner and at the time specified in the certificate; except in case of emergency due to the act of God or unavoidable accident or casualty or the route becoming impassable, or in case it becomes necessary to make temporary detours; and it shall be unlawful for any such transportation company to neglect or refuse to comply with and obey

any and all regulations and orders of the commission and other statutory laws and regulations of the State of Kentucky governing and applying to such motor vehicles, provided, however, that nothing in this act shall prohibit a motor transportation company not operating between fixed termini or over a regular route, from making casual trips over routes established hereunder.

§ 11. No motor vehicle engaged in transportation for hire shall be permitted by its operator to carry a greater number of passengers, under any circumstances, than ten per cent over its seating capacity or the number specified in the permit by the commission.

No passenger shall be permitted to ride upon the steps or the running board of any motor vehicle engaged in the public transportation of passengers for hire, nor upon the top of any motor vehicle engaged in the public transportation of passengers, unless such top has been designed and constructed for such use, and is properly provided with seats and protecting railings, and authorized by permit by the commission.

§ 12. Immediate notice, in writing, shall be given to the commission of all accidents, which shall result in the loss of life or when the injury is of a serious nature.

§ 13. Whenever by reason of accident, disablement or breakdown of any motor vehicle, operation thereof pursuant to the schedule filed with the commission and in compliance with the conditions prescribed by this act is impossible, it shall be the duty of the owner or person or persons, association or corporation lawfully in possession thereof to make arrangements for making available a substitute motor vehicle to take the place thereof, in order that the schedule may be maintained. Such substitute motor vehicle shall be fully subject in all respects to the provisions of these rules insofar as the same are reasonably applicable.

Section 14. In all cases of interruption to the regular service of motor vehicles, where such interruptions have con-

tinued or are likely to continue over a period of more than twenty-four hours, written, telephonic or telegraphic notice shall be given the commission of the character, cause and probable duration of the same, and of the arrangements made or in progress for making available a substitute car as provided in section 15.

§ 15. It shall be unlawful for any person or persons, association or corporation, engaged in the operation of two or more motor vehicles, under the provisions of this act, to withdraw any of the same from public service permanently without having first given the commission at least ten days' notice in writing of his, their or its intention to do so.

§ 16. Each and every company or person operating two or more vehicles under this act shall publish at least once each month in some newspaper published in the county or counties through which the same shall operate, a time table giving the hour of arrival and departure of its vehicles from and to such terminus in, form and to such cities, and upon any change thereof, such notice shall be published as is above required; provided that no change in schedule may be effectuated without a notice of at least five days' publication.

§ 17. Each and every owner or operator of a motor vehicle under this act shall have displayed at all times on each side and on the rear of such vehicles the name of the owner, the number of the vehicles and the home address, that is, the place of its starting terminal, and the name of the driver shall also be posted in a conspicuous place in said vehicle.

§ 18. Representatives of the State Highway Commission are authorized at any and all times and places to make inspection under the provisions of this act and will be provided with appropriate badges for identification. They shall have the right to enter into or upon any motor vehicle to which this act is applicable for the purpose of ascertaining whether or not the provisions of this act, the rules or regulations of the commission, or any of them, have been violated.

Willful refusal of the operator of any such motor vehicle to stop the same when ordered to do so by any representative of the commission, or to permit any such representative to enter into or upon the same for the purpose aforesaid or to display the permit issued for such motor vehicle upon his demand shall be sufficient ground for the revocation or suspension of such permit.

§ 19. Each and every auto transportation company now or hereafter operating a line or lines of passenger transportation by means of motor vehicles shall pay the following fees, to-wit:

For each motor vehicle carrying vassengers for hire over the public highways of this Commonwealth capable of carrying five passengers or less, $2.50 for each and every passenger seat or space; for each motor vehicle operating between fixed termini or over a regular route, capable of carrying six passengers or more, up to eight passengers, $5.00 for each and every passenger seat or space; for each and every vehicle capable of carrying eight or more passengers, up to and including twenty, $10.00 per seat or space capable of carrying passengers; and a fee of $15.00 per seat or carrying space, for each and every vehicle or motor car carrying or capable of carrying more than twenty persons; provided, however, that no auto transportation company shall operate any automobile under the provisions of this act with a seating capacity of more than thirty passengers.

No provisions of this act except section 19 providing for payment of fees shall be applicable to any motor vehicle having a carrying capacity of five persons or less.

§ 20. All amounts required to be paid under section 19 of this act shall be paid to the Treasurer of the state of Kentucky, on or before the first day of March of each year for the calendar year; provided, however, that if any auto transportation company shall obtain a certificate after March 1st of any year, it shall pay when it shall obtain the certifi-

cate its proportionate part of the amount set out in section 19 hereof for the remainder of the calendar year.

§ 21. Upon the payment of the fees provided for in this act to the Treasurer of the state of Kentucky, the Treasurer shall make out and deliver to the auto transportation company so paying a receipt for the payment by such company of the fees herein provided.

§ 22. After the payment of all expenses incident to the enforcement of this act, all fees received by the Treasurer of State, under the provisions of this act, shall be credited to a fund designated for the repair and maintenance of roads. If any auto transportation company fails or refuses to pay the tax assessed against it within thirty days from the date when the same is due and payable, the Treasurer of the state shall certify a list of such companies so delinquent to the State Tax Commission, who shall add to the tax a penalty of fifteen per cent thereon. The State Tax Commission shall thereupon forthwith prepare proper reports of such taxes and fees and penalties thereon and certify them to the Treasurer of State for collection, and to the State Highway Commission. Thirty days after he receives such duplicates of delinquest taxes and penalties thereon from the tax commission, the Treasurer of State shall certify to the commission a list of such auto transportation companies as have failed to pay such taxes or fees and penalties thereon.

§ 23. Failure to pay such taxes and penalties shall be cause for the revocation of certificates herein provided for.

§ 24. Such taxes and penalties thereon shall be recov ered by an action in the name of the state, which may be brought in the circuit court of Franklin county. The Attorney General, on request of the commission, shall institute such action and in any such action it shall be sufficient to allege that the tax or penalty sought to be recovered stands charged on the delinquent list of the Treasurer of the state, and the same has been unpaid for a period of thirty days after having been placed thereon.

§ 25. It shall be the duty of the commission to notify the Treasurer of the state annually on or before the first of March the names of the auto transportation companies holding certificates hereunder, and if any certificate is issued after March first in any year, then the commission shall immediately notify the Treasurer of the state that such certificate has been issued and the date of its issual.

§ 26. The fees above mention shall be in addition to the fees now required to be paid to the county clerk or other proper officer under the law for issuing automobile licenses in procuring licenses.

§ 27. On an auto transportation company's complying with the provisions of this act all local ordinances, resolutions, by-laws, rules and license fees in force shall cease to be operative as to them, except the municipalities and other local subdivisions may make reasonable local police and traffic regulations, subject to any and all state traffic regulations and regulations within their boundaries not in consistent with the provisions of this act.

§ 28. Each and every officer, agent or employe of any person, firm or corporation, or such person, firm or corporation, violating any of the provisions of this act, or failing to comply with any of the provisions of this act, or any section or subsection thereof, shall be deemed guilty of a misdemeanor and upon conviction, shall be subject to a fine of not less than $10.00 nor more than $1,000.00 for each offense, and if such violation exists over a period of time, each day shall be considered a separate offense.

§ 29. Each section of this act, and every part thereof is hereby declared to be an independent section and parts of sections, and the holding of any section or part thereof to be void or invalid for any cause shall not affect the other sections or parts thereof.

§ 30. All acts or parts of acts in conflict herewith are, to the extent of such conflict, hereby repealed.

The report of the Conference Committee together with the amendment by way of substitute as proposed by said Conference Committee and adopted by the Senate, was then agreed to by the House.

Said bill as amended by the Senate was then passed.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	H. M. Fultz	Harry Miller
J. H. Baughman	O. C. Gartin	G. W. Morgan
L. D. Bax	T. H. Golden	J. L. Morgan
W. B. Belknap	J. E. Hadden	Wm. J. Moore
Homer Beliles	W. R. Haselwood	E. D. Morris
C. W. Bennett	H. C. Hawkins	Chas. A. Nelson
J. E. Bickett	J. W. Howard	F. V. Nunnelly
S. A. Blackburn	L. J. Jeter	E. E. Palmore
W. M. Boling	Hector Johnson	J. J. Patterson
Wm. H. Bornhorst	A. J. Jolly	V. H. Redwine
J. F. Bosworth	D. C. Jones	J. L. Richardson
W. J. Brandenburg	H. J. Kegley	C. W. Ryans
J. G. Campbell	T. H. King	Arthur Saunders
R. J. Cain	T. J. Knight	G. W. Shadoan
Lee Clark	John H. Lawson	Lee L. Simons
Sam Cole	I. T. Layman	W. M. Simpson
F. W. Collings	Oscar Leibson	Geo. W. Smith
L. F. Coomes	Leon P. Lewis	A. W. Stamper
J. L. Cushing	Leroy Lewis	F. L. Strange
B. F. Day	Martin Light	H. Q. Thompson
J. R. Dorman	J. T. Linton	D. D. Thornberry
E. J. Doss	J. Will McFarlin	C. D. Vincent
G. L. Drury	W. J. McMurry	W. S. Wallen
Wm. M. Duncan	R. D. McMurtry	W. D. Watkins
D. E. Edwards	J. W. Martin	C. Westerfield
J. O. Evans	E. B. Miller	F. E. Wilson

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Those who voted in the negative were—

W. L. Agee	Allen B. Cammack	G. W. Eller
T. H. Baker	H. C. Duffy	

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Resolved that the title thereof be as amended.

Mr. Simons moved that the vote by which said bill as amended was passed be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

Ordered that said bill be delivered to the Enrolling Clerk.

A message was received from the Senate announcing that they had passed a bill which originated in this house of the following title, viz.:

H. B. 114. An act to amend section 3037f, Carroll's Kentucky Statutes, 1922 Edition, relating to the registration of plumbers and the supervision and inspection of plumbing and drainage in cities of first class, making it apply to cities of the second class as well as the first.

Ordered that said bill be delivered to the Enrolling Clerk.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 132. An act to promote safety for the lives of persons working in the mines of this Commonwealth.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That it shall be unlawful for any person or persons, employes, to take, carry or convey, in any manner whatsoever, into any coal mine or mines in this Commonwealth, where two or more persons are working therein, any larger quantity of power, dynamite, permissible explosives, or other high explosives and their accessories for igniting the same, at any one time, than is necessary for the use of such person for that day, and in no event, shall any person or persons, employes, take, carry or convey into such mine, in any manner whatsoever, any greater quantity of such powder, dynamite, permissible explosive or other high explosives and their accessories for igniting the same, than is necessary for the use of such person for that day, and no more, and in no event shall any such person or persons, employes, take, carry or convey into such mine or mines, in any manner whatsoever, a larger amount of such powder than twelve pounds in the aggregate at any one time, and eight charges or sticks of such dynamite, permissible explosives or other high explosives and their accessories for igniting the same.

§ 2. When said powder is so used by such person or persons, employes, of such mine or mines, for shooting coal therein, it shall be unlawful for such person or persons, employes, to take, carry or convey the same into such mine, unless the receptacle or container for said powder is such that said powder when so carried, shall not be exposed in any manner whatsoever, so that said powder can be exploded or set on fire when said receptacle or container comes in contact with a miner's lamp, windy shot, matches or other flames from combustible materials or flammable gases or dust explosions.

§ 3. When said dynamite, permissible explosives or other high explosives are used for shooting in said mine or mines, it shall be unlawful for any person or persons, employes, to take, carry or convey into such mine, said explosives, carried

in the pockets or on the person or persons of said employes, unless the same shall be concealed or contained in a receptacle or container, so that when said container or receptacle is exposed to an electric current, or when such person or persons are so exposed, it will not ignite or set on fire, such dynamite or explosives or their accessories for igniting the same. Provided that the provisions of this act shall not apply to persons employed and acting as shot-firers.

§ 4. Any person or persons, employes, found guilty of violating the provisions of this act shall be fined in any sum not less than one hundred nor more than five hundred dollars and may be imprisoned in the county jail not exceeding six months, in addition to said fine, in the discretion of the jury and the working statute may be applied to satisfy said fine and imprisonment.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and rejected.

The yeas and nays being taken thereon in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

J. F. Bosworth	B. F. Day	E. C. Walker
W. B. Bush	V. H. Redwine	
Allen B. Cammack	J. F. Reed	

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Those who voted in the negative were—

W. L. Agee	A. J. Baldridge	Homer Beliles
W. B. Ardery	L. D. Bax	C. W. Bennett
T. H. Baker	W. B. Belknap	S. A. Blackburn

W. M. Boling
Wm. H. Bornhorst
R. J. Cain
Sherman Chasteen
Lee Clark
F. W. Collings
L. F. Coomes
J. L. Cushing
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
L. J. Jeter
J. Roy Johnson
Hector Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
J. L. Manning
J. W. Martin
E. B. Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
J. E. Robbins
Arthur Saunders
Lee L. Simons
W. M. Simpson
Geo. W. Smith
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
C. D. Vincent
W. S. Wallen
W. D. Watkins
C. Westerfield
F. E. Wilson

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Mr. Simons moved that the vote by which said bill was rejected be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 265. An act to amend and re-enact section 2007h-2 of Kentucky Statutes, Carroll's 1922 Edition, said act when so amended and re-enacted to provide more adequately for forestry work and appropriating money therefor.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

1. That section 2007h-2 of chapter 59 of Kentucky Statutes, Carroll's 1922 Edition, the same being an act of the General Assembly of the Commonwealth of Kentucky, be amended by repealing said section and re-enacting in lieu thereof the following, so that when said section is repealed and re-enacted the same shall read as follows:

2. That all properties relating to or belonging to the office of state forester or the former board of forestry and all properties relating to forestry such as maps, reports, forestry library, nursery stock, nursery utensils, forest reserves, owned by the Commonwealth, and used or maintained property in carrying on forestry activities are assigned to and placed in the custody, care and control of the Commissioner of Agriculture, Labor and Statistics, who shall assume responsibility for and control of same, and take such steps as may be necessary or expedient for their use and preservation.

3. That the Commissioner of Agriculture, Labor and Statistics is hereby authorized to appoint with the consent of the Governor for a period of two years, a technically trained forester who is a graduate of a school of forestry and who shall have both a practical and thoretical knowledge of forestry.

4. That the duties of said forester shall be the supervision of all forestry property and the forwarding and advancement of all forest interests of the Commonwealth through active management and development of all said property and interests and to initiate such projects as will promote an appreciation on the part of the public and the arising generation of the importance of forest protection and of reforestation; to encourage tree planting in general and on the public highways in particular; to grow, collect and distribute seedlings;

to form and foster junior forestry clubs; to co-operate with local civic organizations in the care of trees and planting of more trees; to provide for organized forest fire protection; to cooperate with the Federal Government, state departments and land owners along such lines as will aid the state in the perpetuation of its forests, the promotion of tree growth and tree planting and the redemption of waste land for agricultural purposes; to encourage an interest in forestry by correspondence, press, pamphlets, reports, moving pictures and organizations and to do any and all things in relation thereto under the authority and direction of the Commissioner of Agriculture.

5. That for such services the state forester shall be paid the sum of three thousand ($3,000.00) dollars per annum in monthly payments as other state salaries are paid. The Commissioner of Agriculture, Labor and Statistics is hereby authorized to hire such assistants as may be necessary to carry on this work.

6. That for the carrying forward of the forestry work above outlined and for the paying of salaries, printing, postage and other general expenses connected therewith and for cooperation with the Federal forestry, laws, there is hereby appropriated the sum of $15,000.00 annually from state funds not otherwise appropriated. Provided also that the game and fish commission may cooperate with the department of forestry in combining the services of the field men or wardens so that both departments may make agreements to carry out such cooperation and may fix a joint salary or per diem allowance to said wardens.

7. All laws or parts of laws not consistent with this act are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of

said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery
T. H. Baker
L. D. Bax
W. B. Belknap
C. W. Bennett
S. A. Blackburn
W. M. Boling
W. B. Bush
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
T. J. Knight
I. T. Layman
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
W. J. McMurry
R. D. McMurtry
J. L. Manning
E. B. Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
E. E. Palmore
V. H. Redwine
J. L. Richardson
J. E. Robbins
C. W. Ryans
G. W. Shadoan
Lee L. Simons
W. M. Simpson
F. L. Strange
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
W. D. Watkins
C. Westerfield
F. E. Wilson

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Those who voted in the negative were—

W. L. Agee
W. J. Brandenburg
L. J. Jeter
John H. Lawson
J. Will McFarlin
J. W. Martin
F. V. Nunnelly

—7

Resolved that the title thereof be as aforesaid—

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 288. An act to amend and re-enact section 839 of the Kentucky Statutes, Carroll's 1922 Edition.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 839 of the Kentucky Statutes, Carroll's 1922 edition, be and the same is hereby amended and re-enacted so that said section when so amended and re-enacted shall read as follows:

"When exceptions shall be filed by either party, the court shall forthwith cause a jury to be impaneled to try the issues of fact made by the exceptions, and each juror shall be allowed one dollar per day for his services, to be taxed as cost. In assessing the damages the jury shall be governed by the rule prescribed in § 836 of this law, and, upon the request of either party, may be sent by the court, in charge of the sheriff, to view the land or material. If sufficient cause be not shown for setting aside the verdict, the court shall render judgment in conformity thereto, and shall make such orders as may be proper for the conveyance of the title upon the payment of the damages assessed. Either party may appeal to the circuit court, by executing bond as required in other cases, within thirty days, and the appeal shall be tried de novo, upon

the confirmation of the report of the commissioners by the county court, or the assessment of damages by said court, as herein provided, and the payment to the owners of the amount due, as shown by the report of the commissioners when confirmed, or as shown by the judgment of the county court when the damages are assessed by said court, and all cost adjudged to the owner, the railroad company shall be entitled to take possession of said land and material, and to use and control the same for the purpose for which it was condemned as fully as if the title had been conveyed to it. But when an appeal shall be taken from the judgment of the county court by the company, it shall not be entitled to take possession of the land or material condemned until it shall have paid into court the damages assessed and all costs. All money paid into court under the provisions of this law shall be received by the clerk of the court and held subject to the order of the court, for which he and his sureties on his official bond shall be responsible to the persons entitled thereto.

In all cases where there are conflicting clalmants to the land condemned, and where all such claimants are before the county court in the condemnation proceedings, the condemnor, after the damages have been assessed in the county court, may by motion have the case transferred to the circuit court of the county in which the condemnation proceedings are pending, for the purpose of having the rights of respective claimants in the land condemned determined, and upon filing the order of transfer in the office of the clerk of the said circuit court, the condemnor may pay the damages assessed in the county court to the master commissioner of said circuit court, to be by him held for the benefit of, and paid over to such of said claimants as the circuit court, or the Court of Appeals, on appeal, may determine are entitled thereto. The condemnor, upon making such payment to said commissioner, may immediately take possession of the land condemned in the same way as if payment had been made directly to the owners as provided by this section.

The circuit court clerk shall docket all such cases so transferred as other civil cases are docketed, and same shall thereafter proceed between said conflicting claimants to trial and judgment as if the action had originated between them in said court.

The transfer of any condemnation case as herein provided shall in no way affect the right of any party to the condemnation proceeding to appeal to the circuit court and thence to the Court of Appeals, as authorized by this section and § 840, Kentucky Statutes, Carroll's 1922 edition.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Sherman Chasteen	T. H. Golden
W. B. Ardery	Lee Clark	J. E. Hadden
T. H. Baker	Sam Cole	W. R. Haselwood
A. J. Baldridge	F. W. Collings	H. C. Hawkins
J. H. Baughman	L. F. Coomes	J. Roy Johnson
L. D. Bax	B. F. Day	Hector Johnson
W. B. Belknap	G. Givens Dixon	A. J. Jolly
Homer Beliles	J. R. Dorman	D. C. Jones
J. E. Bickett	E. J. Doss	H. J. Kegley
S. A. Blackburn	G. L. Drury	T. H. King
W. M. Boling	Wm. M. Duncan	Oscar Leibson
Wm. H. Bornhorst	D. E. Edwards	J. T. Linton
J. F. Bosworth	G. W. Eller	J. Will McFarlin
Allen B. Cammack	J. O. Evans	W. J. McMurry
J. G. Campbell	H. M. Fultz	J. L. Manning
R. J. Cain	O. C. Gartin	E. B. Miller

G. W. Morgan	J. J. Patterson	D. D. Thornberry
J. L. Morgan	J. E. Robbins	W. S. Tinsley
Wm. J. Moore	C. W. Ryans	M. E. Vaughan
E. D. Morris	Arthur Saunders	C. D. Vincent
Chas. A. Nelson	G. W. Shadoan	W. S. Wallen
F. V. Nunnelly	Lee L. Simons	F. E. Wilson
E. E. Palmore	W. M. Simpson	

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Resolved that the title thereof be as aforesaid—

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

Mr. Simons of the Committee on Rules offered the following resolution, viz.:

Whereas, Almighty God in His infinite wisdom has seen fit to remove from the field of his earthly endeavors Hon. Harry W. Robinson, Judge of the Court of Appeals from the Fourth Appellate District, who died of pneumonia at his home in Louisville, Ky., on March 17, 1924,

Be it resolved by the House of Representatives of the General Assembly of the Commonwealth of Kentucky, that in the untimely death of Judge Robinson there was lost to the Court of Appeals a valuable member, to his city and state a useful citizen, to those who knew him a loyal and warmheated friend, and to his wife and child a true and loving husband and father; and,

Be it further resolved, that this resolution be spread on the Journal of this House and a copy be sent to the bereaved wife of our lamented jurist and friend.

Said resolution was adopted.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 198. An act to repeal section 1c and section 2 of chapter 39 of the acts of the General Assembly of 1922, and section 7 of chapter 36 of the Acts of the General Assembly of 1920, and to enact in lieu thereof provisions relating to the qualification election and tenure of members of county boards of education, and the organization and duties of these boards.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That the following sections be and the same are hereby repealed, to-wit, section 1c and section 2 of chapter 39 of the Acts of the General assembly of 1922, which was an Act repealing section 1, section 2, and section 3 of chapter 36 of the Acts of the General Assembly of 1920, and enacting in lieu thereof sections providing for election of members of county boards of education by divisions and prescribing duties of these boards so elected; also that the following section be and the same is hereby repealed, to-wit, section 7 of chapter 36 of the Acts of the General Assembly of 1920, relating to the appointment and removal of teachers, principals, and other employees of any county board of education, and to the title of school property; and in lieu of these three sections herein repealed there be and is hereby enacted the following three sections relating to the qualification, election, and tenure of members of the county boards of education, the organization and duties of these boards, including the appointment and removal of teachers, principals and other employees of these boards of education:

Section 1. Any person shall be eligible to the office of member of the county board of education who is over twenty-one years of age, and who has had a common school education, and who has been a resident in the county for which he or she is elected at least one year next preceding his or her election, and who is a resident of that school election division of the county district that he or she is chosen to represent, and who is not in the employ of the county board of education, and not a party to any contract with the same and who does not hold any office incompatible with the office of county board member.

All elections for members of the county board of education shall be held on the regular election day in November, and shall be at the regular voting place in each precinct in each county, and shall be by secret and separate ballot. Said elections shall be conducted by the same officers who conduct the regular November election, and except where otherwise provided by law, such elections shall in all particulars be conducted in the same manner as other general elections.

It shall be the duty of the county court clerk to cause to be printed on the ballot used for the election of members of the county board of education the names of all candidates in each division for membership on the county board of education in whose behalf he may be petitioned to do so in writing by not fewer than twenty-five legal voters of the said county entitled to vote in said election and living in said division. The petition herein provided for must be filed in the office of the county clerk not more than sixty days nor less than fifteen days before the day of election, and no person shall sign more than one petition or the petition of any person who does not reside in the division in which the petitioner resides.

When any vacancy shall occur in the county board of education, the vacancy shall be filled by appointment by the board until the next election at which county board members are elected, when the vacancy may be filled by election for the remainder of the term, provided as much as two years of the

term remain; but the person so appointed shall reside in the division in which the vacancy occurred. It shall be the duty of the county court clerk to prepare a separate ballot for each school election division, on which ballot shall be placed the names of the candidates of that division for membership on the county board of education, which ballot shall be in the form prescribed by the general election law of the State except that no party emblem or device or distinguishing mark of any character shall be placed on said ballot save the words "school ticket," at the head thereof, and such directions as will aid the elector, and the names of the candidates for membership on the county board of education in each division shall be printed under the said heading in a single column; the names shall be printed on the ballots as arranged by lot. Each voter in each division shall be entitled to vote for one candidate living in that division and seeking to represent that division on the county board of education. If any voter votes for more than one candidate, then his ballot shall be treated by the election officers as a mutilated ballot and not counted for any person in said election. The candidate in each division receiving the highest number of votes shall be declared to be elected. The ballots cast at said election shall be deposited in a separate ballot box furnished for the purpose by the sheriff of that county. The election officer shall make out for said election a separate tally sheet and certificate, which shall be returned and canvassed as now provided by law in other general elections.

Section 2. The county board of education elected in November, 1925, shall hold its first meeting on the first Monday in January, 1926, and at such meeting shall organize by electing one of its members to serve as chairman and one as vice chairman, after which the members shall by lot determine the length of term of each member, two of whom shall serve for two years and three for four years. The regular terms of members elected thereafter shall be for four years, and there shall, in alternate years after 1925, be elections of county

board members in all school election divisions the term of whose members is closing. On the first Monday of January next following later elections of members of the county board of education in any county, the members so elected and the hold-over members whose terms are not closing, shall meet and organize by electing one of the members to serve as a chairman and one as a vice chairman for the ensuing two years. Other regular meetings shall be held at least once in each school term and such special meetings may be held as the county superintendent or the chairman, or a majority of the board may call. The board, by order entered on its record book, shall designate its regular meeting days, but in all special meetings called by the county superintendent or by the chairman or by the majority of the board, written notice of the same must be mailed to members of said board at least three days prior to date of such special meetings. Members of the county board of education shall receive no salary, but each member shall receive a per diem of $5.00 and in addition thereto shall be allowed out of the county school fund his actual and necessary expenses in atttending said board meetings, provided that not more than seventy-five dollars shall be spent as per diem and expenses of each member in any one year.

The county superintendent of schools shall be the executive officer and secretary of the county board. He shall attend all meetings of the county board and each meeting of its committees except when his own tenure, salary, or the administration of his office is under consideration, and he shall have the right to advise on any question under consideration, but he shall not have the right to vote.

Section 3. The county board of education shall on the written recommendation of subdistrict trustee appoint all principals, teachers and supervisors from a list of names of qualified and available persons submitted by him in writing, and shall fix their salaries subject to the provisions of law; Provided that each subdistrict trustee may recommend a

teacher to the county superintendent before teachers are appointed by the county board of education, and may recommend more than one if more than one are to be employed for his subdistrict, and it shall be the duty of the county superintendent to include in the list of teachers reported by him to the county board of education all qualified teachers so recommended to him in writing. If any teacher positions remain unfilled after reasonable time and repeated opportunities are given for nominations as hereinbefore provided, the board of education may then receive recommendations of qualified teachers by any member of the board, and may, in its discretion, appoint such teachers.

Teachers, principals and other employees may be appointed by the county board of education for any school year at any time after the first day of April next preceding the beginning of the school year; but no employees may be appointed for a longer term than one school year except county superintendent and treasurer of the county board of education, and neither of these shall be appointed for a term of more than four school years.

The county board of education may on recommendation of the county superintendent call the teachers in its employ together for a two-day session to confer with reference to their work and to receive instruction concerning it.

For incompetency, neglect of duty, or immoral conduct, the county board of education may suspend or remore from office the county superintendent or any teacher or other employee, or any sub-district trustee.

The county board of education, subject to the laws and regulations of the State Board of Education, shall, with the advice and assistance of the county superintendent, administer, grade and standardize the schools under its jurisdiction.

In the matter of holding title to the real estate and other school property, the acquiring, the control, the management and disposition thereof, the county board of education herein

provided for shall be successors in office of the county boards of education provided for by acts of 1908, 1920, and 1922.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
E. J. Doss
H. C. Duffy
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
H. C. Hawkins
J. W. Howard
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
H. J. Kegley
T. J. Knight
Oscar Leibson
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
R. D. McMurtry
J. L. Manning
E. B. Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. F. Reed
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
C. D. Vincent

W. S. Wallen C. Westerfield F. E. Wilson
W. D. Watkins

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There voted in the negative—

J. W. Martin

—1

Resolved that the title thereof be as aforesaid—

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 414. An act to provide for and to authorize the refunding repayment of inheritance taxes paid by educational or religious institutions, whether resident or non-resident, not operated for gain but as purely public charities.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That whenever it shall be made to appear by affidavit or otherwise, to the satisfaction of the Auditor of Public Accounts, that any money has been paid under section 4281a of the Kentucky Statutes, by any legatee being an educational or religious institution, whether resident or non-resident, not operated for gain, but is a purely public charity, and where said payment was made prior to November 3, 1922, the date of the decision of the Kentucky Court of Appeals in Bing-

ham's Administrator, et al. versus Commonwealth of Kentucky, provided same be shown by affidavit or other proof to the satisfaction of the Auditor that same was wrongfully paid according to said decision, the Auditor of Public Accounts is hereby authorized and directed to draw his warrant on the Treasurer of the State for the sum or sums so paid in favor of the executor or administrator with will annexed, who paid the same to be by him paid to the aforesaid legatee.

§ 2. This act shall take effect and be in force from its passage.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with,

Said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	F. W. Collings	H. C. Hawkins
T. H. Baker	L. F. Coomes	J. W. Howard
A. J. Baldridge	J. L. Cushing	R. O. Huntsman
J. H. Baughman	J R. Dorman	Hector Johnson
L. D. Bax	E. J. Doss	A. J. Jolly
W. B. Belknap	G. L. Drury	D. C. Jones
Homer Beliles	H. C. Duffy	H. J. Kegley
C. W. Bennett	Wm. M. Duncan	T. H. King
S. A. Blackburn	D. E. Edwards	T. J. Knight
W. M. Boling	G. W. Eller	John H. Lawson
Wm. H. Bornhorst	J. O. Evans	Oscar Leibson
J. F. Bosworth	H. M. Fultz	Leon P. Lewis
Allen B. Cammack	O. C. Gartin	Martin Light
R. J. Cain	T. H. Golden	J. T. Linton
Sam Cole	J. E. Hadden	J. Will McFarlin

W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
J. F. Reed
J. E. Robbins
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
H. Q. Thompson
D. D. Thornberry
W. S. Tinsley
N. I. Toombs
C. D. Vincent
E. C. Walker
W. D. Watkins
F. E. Wilson

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There voted in the negative—

B. F. Day

—1

Resolved that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

A message was received from the Senate announcing that they had passed bills which originated in this house of the following titles, viz.:

H. B. 186. An act to provide for the solvency, safety and protection of state banks and trust companies.

H. B. 215. An act to enable the Board of Sinking Fund Commissioners to purchase ground contiguous to the State Capitol.

H. B. 431. An act for the benefit of Mary Mattingly whose husband, V. B. Mattingly, lost his life in the perform-

ance of a public service, and leaving the said Mary Mattingly, as his widow.

H. B. 430. An act for the benefit of Mary E. Cunningham, whose husband, Hodge G. Cunningham lost his life in the performance of a public service, and leaving the said Mary E. Cunningham and leaving also two minor children.

H. B. 432. An act for the benefit of Mrs. William Gilbert, whose husband, William Gilbert, lost his life in the performance of a public service, and leaving the said Mrs. William Gilbert as his widow.

H. Res. 7. Joint resolution providing for payment of assistant for Superintendent of Public Printing.

Ordered that said bills and resolution be delivered to the Enrolling Clerk.

Mr. Simons moved that the session of to day be extended indefinitely.

Said motion was agreed to.

Mr. Simons moved that the House do now recess until one-thirty o'clock p. m.

Said motion was agreed to.

And then the House recessed.

AFTERNOON SESSION

The hour of one-thirty o'clock p. m. having arrived, the Speaker resumed the chair and called the House to order.

At the instance of the Committee on Rules the House took

up for consideration from the Orders of the Day a Bill entitled:

S. B. 195. An act to repeal and re-enact section 4642, Kentucky Statutes, Carroll's Edition, 1922, relating to and fixing the compensation of official stenographic reporters in the courts of this commonwealth.

Said bill is as follows, viz..:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 4642 of the Kentucky Statutes, Carroll's Edition, 1922, be repealed and there be and now is enacted in lieu thereof the following, to-wit:

The fees of said reporters appointed under the provisions of this act, when serving in criminal cases in any of said courts, shall be fixed by the presiding judge thereof, not, however, to exceed five dollars ($5.00) per day for taking stenographic notes and fifteen cents (15c) per hundred words for the transcript thereof, which fees shall be paid upon the order of the presiding judge of said court by the county in which said circuit court is situated, if the same is ordered by the court for the use of the Commonwealth's attorney. If the transcript of the notes of said reporter in any criminal case is ordered by the presiding judge upon the motion of the defendant or his counsel, the defendant shall be required to pay for the same, if, in the opinion of the court, he is able to do so. If it shall appear that the defendant is not able to pay for such transcript, the court may direct the same to be paid for as heretofore provided, and the same may be recovered at any future time from the defendant; provided that the amount paid by the county in such cases, shall not exceed twelve hundred dollars ($1,200.00) per annum; provided, however, that in counties having a population of one hundred and fifty thou-

sand or more, the reporter of the criminal branch of the circuit court shall receive a salary to be fixed by the presiding judge of said branch of said court, not exceeding, however, the sum of three thousand dollars ($3,000.00) per annum, and shall receive no other compensation from the county for such services. And provided, further, that no part of the fees or salary of said reporter shall be paid by the Commonwealth. The fees of said reporter, when serving in civil cases in any of said courts or divisions, shall be fixed by the presiding judge thereof, not, however, to exceed five dollars ($5.00) per day for taking stenographic reports, and fifteen cents (15c) per one hundred words for the transcript thereof, which shall be paid forthwith by the party or parties in whose behalf such report or transcript is ordered, and shall be taxed as a part of the costs of the suit or proceeding; provided, however, that said reporter shall not be required to file any of said transcripts without payment therefor by the party or parties in whose behalf the same is ordered; provided, however, further, that the presiding judge of said court or division may direct said reporter to file a transcript upon the motion of any party suing in forma pauperis; provided further, that in counties having a population of one hundred and fifty thousand or more, the reporters of the common pleas branches of said court shall be paid in addition to the fees above prescribed, a salary at the rate of eighteen hundred dollars ($18,000.00) per annum in each calendar year, or a proportionate amount where they serve for less than a year, such salaries to be paid in monthly installments by the fiscal court of the county in which said reporters are appointed, out of the county treasury from money raised for county purposes, and the reporters of the chancery branches of said court shall be paid for their services at the rate of eighteen hundred dollars ($18,000.00) per annum in each calendar year, or a proportionate amount where they serve for less than a year, such salaries to be paid in monthly installments by the fiscal court of the county in which said reporters are appointed, out of

the county treasury from money raised for county purposes, and all fees collected by said reporters of the chancery branches for services rendered in their respective offices, not exceeding eighteen hundred dollars ($1,800.00) in any calendar year, shall be paid into the treasury of the county. Said collections shall be made by said reporters of the chancery branches, who shall settle monthly with the fiscal court of the county, and shall pay the amount found by such settlement in their hands respectively immediately into the county treasury until said reporters of the chancery branches shall have paid into the treasury during any calendar year the sum of eighteen hundred dollars ($1,800.00), provided the fees collected by such reporters of the chancery branches respectively shall equal the sum of eighteen hundred dollars ($1,800.00) but in no event shall any of said reporters of the chancery branches be required to reimburse the county for sums received from it beyond the amount which said reporters of the chancery branches shall have collected in their respective offices during such calendar year, and provided, further, that any fees so collected in excess of eighteen hundred dollars ($1,800.00) per annum shall be retained by such reporters of the chancery branches without accounting to said county therefor. If any such reporters of the chancery branches are employed less than a year, they shall be required to account to the county only for so much of the fees collected by them during that time as shall equal the sums paid to them by the county for that time, and if the reporters of the chancery branches collect during that time less than the sums so received from the county, then they shall pay to the county only the sums actually received by them. In computing the fees of the reporters of the chancery branches, fees for the price of transcripts and depositions at the rate of fifteen cents (15c) per hundred words which they may make in their capacities as such reporters and which are filed, shall be included.

Whereas, to provide reasonable compensation for the aforesaid reporters of the criminal, common pleas and chan-

cery branches in order to maintain the efficiency of the courts of Jefferson County, an emergency is hereby declared to exist and this act shall take effect on and after its approval by the Governor.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as lollows, viz.:

Those who voted in the affirmative were—

W. L. Agee
T. H. Baker
A. J. Baldridge
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
Allen B. Cammack
J. G. Campbell
Sherman Chasteen
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
J. O. Evans
O. C. Gartin
T. H. Golden
J. E. Hadden
H. C. Hawkins
L. J. Jeter
Hector Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
John H. Lawson
Oscar Leibson
Leon P. Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
E. B. Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
Chas. A. Nelson
E. E. Palmore
J. J. Patterson
V. H. Redwine
J. F. Reed
J. L. Richardson
C. W. Ryans
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
D. D. Thornberry
W. S. Tinsley
J. Wood Vance
E. C. Walker
W. D. Watkins
C. Westerfield
F. E. Wilson

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Resolved that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 212. An act to amend, enlarge the powers, and reenact section 853-A of the Kentucky Statutes, Act of March 20, 1900, relating to bridges over navigable streams and rivers wholly within the boundary of the State of Kentucky.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. All corporations organized under the laws of this Commonwealth for the purpose of owning, maintaining and operating a bridge across a river wholly within the boundary of this Commonwealth shall have the rights, powers, privileges and immunities of a body politic and corporate under the laws of this state, with power to maintain, operate, collect and take reasonable tolls for crossing such bridge.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill

in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	H. M. Fultz	Wm. J. Moore
W. B. Ardery	O. C. Gartin	E. D. Morris
T. H. Baker	T. H. Golden	Chas. A. Nelson
A. J. Baldridge	J. E. Hadden	F. V. Nunnelly
J. H. Baughman	W. R. Haselwood	E. E. Palmore
L. D. Bax	H. C. Hawkins	J. J. Patterson
Homer Beliles	J. W. Howard	G. L. Perryman
C. W. Bennett	L. J. Jeter	V. H. Redwine
J. E. Bickett	J. Roy Johnson	J. F. Reed
S. A. Blackburn	Hector Johnson	J. L. Richardson
W. M. Boling	A. J. Jolly	J. E. Robbins
Allen B. Cammack	D. C. Jones	C. W. Ryans
R. J. Cain	H. J. Kegley	Arthur Saunders
Sherman Chasteen	T. H. King	G. W. Shadoan
Lee Clark	T. J. Knight	Lee L. Simons
Sam Cole	Leon P. Lewis	W. M. Simpson
F. W. Collings	Leroy Lewis	Geo. W. Smith
J. L. Cushing	Martin Light	A. W. Stamper
J. R. Dorman	J. T. Linton	H. Q. Thompson
E. J. Doss	J. Will McFarlin	D. D. Thornberry
G. L. Drury	W. J. McMurry	W. S. Tinsley
H. C. Duffy	J. L. Manning	J. Wood Vance
Wm. M. Duncan	J. W. Martin	E. C. Walker
D. E. Edwards	E. B. Miller	W. D. Watkins
G. W. Eller	G. W. Morgan	C. Westerfield
J. O. Evans	J. L. Morgan	

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Resolved that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

A message was received from the Senate announcing that

they had adopted the following resolution, viz.:

Joint Resolution: The members of the General Assembly of the Commonwealth of Kentucky desire to give expression to the pleasure which they experienced in accepting the hospitality of the Hon. Hiram Brock, Senator from Harlan, and the Hon. D. C. Jones, Representative from Harlan, at their dinner at the Capital Hotel on Monday, March 17.

This unique affair will be long remembered by all who were fortunate enough to be present; it will do much toward promoting mutual regard among the membership of both bodies and softening the asperities which legislative debate sometimes develops. It will be a gracious precedent for future imitation of the courtesy and cordiality of the Senator and Representative from Harlan; the atmosphere of good will which pervaded this festal occasion will long be treasured by the members of the General Assembly as expressing the highest traditions of Kentucky hospitality.

Said resolution was concurred in.

Mr. Strange moved that a bill entitled:

H. B. 490. (For title and bill see House Journal March 6),

Which passed the Senate on March 18 and was returned to the House on the same date,

Be arrested in its course to the Governor and that the Chief Clerk be directed to return said bill to the Senate.

Said motion was agreed to.

After a time the Clerk of the House reported that he had discharged that duty.

A message was received from the Senate announcing that they had passed a bill which originated in this House entitled:

H. B. 490. (For title and bill see House Journal of March 6).

Together with the following amendment thereto, viz.:

Amend H. B. 490 in the Senate by striking out of lines 11, 12, 13, 14 and 15, on page 3 of the printed bill, the following words:

"The person or persons so appointed shall hold office for the unexpired term; provided that no two members of either of said boards shall be residents of any one county and that not more than three members of any of the said boards, including the Superintendent of Public Instruction, shall belong to the same political party."

And inserting in lieu thereof the following words:

"The person or persons so appointed shall hold their positions for the unexpired term; provided, that not more than two members of either of said boards shall be residents of any one county and that not more than three members of any of said boards, including the Superintendent of Public Instruction, shall belong to the same political party, and no member of either board shall be held to be a public officer by reason of his membership on said board, nor shall a membership on said board be incompatible with any public office."

Said amendment was agreed to.

Said bill as amended by the Senate was then passed.

The yeas and nays being taken thereon in accordance with

the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	H. C. Hawkins	G. L. Perryman
T. H. Baker	J. W. Howard	V. H. Redwine
C. W. Bennett	J. Roy Johnson	J. L. Richardson
W. M. Boling	A. J. Jolly	J. E. Robbins
W. J. Brandenburg	D. C. Jones	Arthur Saunders
Allen B. Cammack	H. J. Kegley	G. W. Shadoan
Sherman Chasteen	T. H. King	Lee L. Simons
Lee Clark	John H. Lawson	W. M. Simpson
Sam Cole	Leroy Lewis	Geo. W. Smith
F. W. Collings	Martin Light	F. L. Strange
L. F. Coomes	J. T. Linton	H. Q. Thompson
J. L. Cushing	W. J. McMurry	D. D. Thornberry
B. F. Day	R. D. McMurtry	W. S. Tinsley
J. R. Dorman	J. L. Manning	J. Wood Vance
E. J. Doss	J. W. Martin	M. E. Vaughan
Wm. M. Duncan	G. W. Morgan	C. D. Vincent
D. E. Edwards	J. L. Morgan	W. S. Wallen
G. W. Eller	Wm. J. Moore	W. D. Watkins
J. O. Evans	E. D. Morris	F. E. Wilson
O. C. Gartin	E. E. Palmore	

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There voted in the negative—

R. O. Huntsman

—1

Resolved that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill as amended was passed be reconsidered and that motion lie on the table.

Said last named motion was agreed to.

Ordered that said bill be delivered to the Enrolling Clerk.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 211. An act to amend section 10 of chapter 17 of the Acts of the 1920 session of the General Assembly of the Commonwealth of Kentucky.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 10 of chapter 17, of the Acts of 1920 session of the General Assembly of the Commonwealth of Kentucky be and the same is hereby amended so that said section when amended, shall read as follows:

Section 10. Bridges shall be considered as a part of the system of roads herein designated where it is necessary to construct bridges as a part of said roads, and the provisions of this act relating to the construction of roads shall be construed to include bridges, except that bids for the construction or reconstruction of only one type of bridge shall be received and only one type shall be advertised. This section shall be construed to authorize the State Highway Commission or its successor, out of State road funds, to construct and maintain or join with any adjoining state or any municipality thereof, or with the United States government, or with all or any of them in the construction and maintenance of bridges across any boundary line stream of this State (including the Ohio river) for the purpose of connecting any of the primary roads herein designated with a hard surface road or street in the adjoining State, whenever in the judgment of the commission or its successor the construction of such bridge is deemed necessary or advisable. In constructing bridges across any boundary line stream as here-

in authorized the commission may locate same at such point as in the judgment of the commission is deemed wise, provided that no such bridge shall be located further than ten miles from the terminus of the primary road intended to be reached by such bridge as such terminus is designated in this act, and the State Highway Commission and its successor in such cases is authorized to construct under the provisions of this act, such road as may be necessary to connect such bridge with the primary road intended to be served thereby, and such connecting road when so constructed shall be and become a part of the primary system of state highways laid out by this act and shall be maintained as such.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	Allen B. Cammack	T. H. Golden
L. D. Bax	R. J. Cain	J. W. Howard
Homer Beliles	Lee Clark	R. O. Huntsman
C. W. Bennett	Sam Cole	A. J. Jolly
J. E. Bickett	L. F. Coomes	D. C. Jones
S. A. Blackburn	J. L. Cushing	T. J. Knight
W. M. Boling	G. L. Drury	Leon P. Lewis
J. F. Bosworth	J. O. Evans	J. L. Manning
W. J. Brandenburg	O. C. Gartin	G. W. Morgan

J. L. Morgan	C. W. Ryans	W. S. Wallen
Wm. J. Moore	Lee L. Simons	E. C. Walker
E. E. Palmore	W. M. Simpson	W. D. Watkins
V. H. Redwine	H. Q. Thompson	C. Westerfield
J. F. Reed	D. D. Thornberry	F. E. Wilson
J. L. Richardson	W. S. Tinsley	S. W. Adams

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Those who voted in the negative were—

T. H. Baker	W. R. Haselwood	R. D. McMurtry
J. H. Baughman	H. C. Hawkins	J. W. Martin
Wm. H. Bornhorst	L. J. Jeter	E. B. Miller
W. B. Bush	Hector Johnson	E. D. Morris
J. G. Campbell	J. Roy Johnson	F. V. Nunnelly
Sherman Chasteen	H. J. Kegley	J. J. Patterson
F. W. Collings	T. H. King	H. A. Pulliam
B. F. Day	John H. Lawson	J. E. Robbins
J. R. Dorman	I. T. Layman	Arthur Saunders
E. J. Doss	Oscar Leibson	G. W. Shadoan
H. C. Duffy	Leroy Lewis	Geo. W. Smith
Wm. M. Duncan	Martin Light	A. W. Stamper
D. E. Edwards	J. T. Linton	F. L. Strange
G. W. Eller	J. Will McFarlin	J. Wood Vance
J. E. Hadden	W. J. McMurry	M. E. Vaughan

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Resolved that the title thereof be as aforesaid—

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 181. An act to amend sections 1, 4a, 10, 11, 18, 21, 30, 38, 42 and 83 of an Act entitled "An Act to provide an elec-

tive system of Workmen's Compensation for Industrial Accidents'' and known as chapter 33 of the Acts of the General Assembly of the Commonwealth of Kentucky, approved by the Governor on March 23, 1916, and the same act as amended by what is known as chapter 126 of the Acts of the General Assembly for the year 1918, and the same act as amended by what is known as chapter 37 of the Acts of the General Assembly of the Commonwealth of Kentucky for the year 1920, and approved by the Governor on March 22, 1920, and the same act as amended by what is known as Chapter 50 of the Acts of the General Assembly of the Commonwealth of Kentucky for the year 1922, and approved by the Governor on March 22, 1922 said sections as amended and to be amended are known as sections 4890, 4884, 4891, 4899, 4902, 4911, 4919, 4923, and 4968 of Carroll's Kentucky Statutes, 6th Edition, 1922, and declaring an emergency to exist.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 1 of said act be amended by inserting after the words ''United States'' the following words: ''Provided, however, it shall apply to operators of threshing machines used in threshing or hulling grain or seeds,'' and by inserting after the words ''nor shall they include the results of a pre-existing disease'' the words ''but shall include injuries or death due to the inhalation in mines of noxious gases or smoke, commonly known as 'bad air,' and also include injuries or death due to the inhalation of any kind of gas.'' So that said section as thus amended and re-enacted shall read as follows, to-wit:

''This act shall apply to all employers having three or more employees regularly engaged in the same occupation or business, and to their employees, except that it shall not ap-

ply to domestic employment, agriculture, steam railways, or such common carriers other than steam railways for which a rule of liability is provided by the laws of the United States. Provided, however, it shall apply to operators of threshing machines used in threshing or hulling gain or seeds. It shall affect the liability of the employers subject thereto to their employees for personal injuries sustained by the employee by accident arising out of and in the course of his employment, or for death resulting from such accidental injury; provided, however, that personal injury by accident as herein defined shall not include diseases except where the disease is the natural and direct result of a traumatic injury by accident, nor shall they include the result of a pre-existing disease but shall include injuries or death due to the inhalation in mines of noxious gases or smoke, commonly known as 'bad air,' and also shall include injuries or death due to the inhalation of any kind of gas.

Any employers and employees who are, by the provisions of this section, excepted from the provisions of this act including employers having less than three employees may subject themselves thereto by joint voluntary application to the board, in writing, for such period as may be stated in the application, which shall be irrevocable during such period and effective thereafter until a writtten revocation be filed with the board or the employment be terminated."

§ 2. That section 4a, be amended by striking therefrom the following words: "If the employee submits to the operation he shall, in addition to the surgical benefits herein provided for, be entitled to compensation for twenty-six weeks," and inserting in lieu thereof the following words: "If the employee submits to the operation he shall, in addition to the surgical benefits herein provided for, be entitled to compensation for his actual liability following such operation." So that said section as thus amended and re-enacted shall read as follows, to-wit:

"In all claims for hernia resulting from injury received

in the course of and resulting from the employee's employment it must be definitely proved to the satisfaction of the board:

1. That there was an injury resulting in hernia.

2. That the hernia appeared suddenly and immediately following the injury.

3. That the hernia did not exist in any degree prior to the injury for which compensation is claimed.

In all such cases where liability for compensation exists, the employer shall provide competent surgical treatment by radical operation, the limits of benefits payable under section 4883 hereof being increased to two hundred dollars ($200.00) in such cases, if the operation is performed. In case the injured employee refuses to submit to the operation, the employer shall have the right to a medical examination as provided in section 4918 hereof. If it be shown by such examination that the employee has any chronic disease or is otherwise in such physical condition so as to render it more than ordinarily unsafe to submit to such operation, he shall, if unwilling to submit to the operation, be entitled to compensation for disability under the general provisions of this act. If the examination does not disclose the existence of disease or other physical condition rendering the operation more than ordinarily unsafe, and the employee, with knowledge of the result of such examination, thereafter refuses to submit to such operation, he shall be entitled to compensation for disability under the general provisions of this act for not exceeding one year.

If the employee submits to the operation he shall, in addition to the surgical benefits herein provided for, be entitled to compensation for his actual disability following such operation. If the hernia result in death within one year after it is sustained, or the operation result in death, such death shall be deemed a result of the injury causing such hernia and compensated accordingly under the provisions of this act. This paragraph shall not apply where the employee has refused to

submit to an operation which has been found by the examination herein provided for not to be more than ordinarily unsafe."

§ 3. That section 10, of said act be amended by striking therefrom after the words "a principal" and before the word "contractor" the comma (,) separating said words, so that said section as thus amended and re-enacted shall read as follows, to-wit:

"A principal contractor, intermediate or sub-contractor shall be liable for compensation to any employee injured while in the employ of any one of his intermediate or sub-contractors and engaged upon the subject matter of the contract, to the same extent as the immediate employer. Any principal, intermediate or sub-contractor who shall pay compensation under the foregoing provision may recover the amount paid from any subordinate contractor through whom he may have been rendered liable under this section.

Every claim to compensation under this section shall in the first instance be presented to and instituted against the immediate employer, but such proceeding shall not constitute a waiver of the employee's rights to recover compensation under this act from the principal or intermediate contractor; provided, that the collection of full compensation from one employer shall bar recovery by the employee against any others; nor shall he collect from all a total compensation in excess of the amount for which his immediate employer is liable.

This section shall apply only in cases where the injury occurred on, in or about the premises on which the principal contractor has undertaken to execute work or which are under his control otherwise or management."

§ 4. That section 11 of said act be amended by striking therefrom the following words: "except where employed in wilful violation of any law of this State regulating the employment of minors," and inserting in lieu thereof the following words: "a minor sixteen years of age or over and a

minor under sixteen years of age, who has procured his employment through the misrepresentation of his age through his parent or guardian, shall be deemed sui juris for the purposes of this act." So that said section when thus amended and re-enacted shall read as follows, to-wit:

"A minor sixteen years of age or over and a minor under sixteen years of age, who has procured his employment through the misrepresentation of his age through his parent, guardian or one having legal authority over him, shall be deemed sui juris for the purposes of this act, and no other person shall have cause of action or right to compensation for an injury to or death of such minor employee or loss of service on account thereof, by reason of the minority of such employee. In the event of the award of a lump sum of compensation to such minor employee, payment shall be made to the guardian of such minor."

§ 5. That section 18 of said act be amended by inserting before the words "in all other cases of permanent partial disability," the following words: "Loss of any of the foregoing members for the purpose of this act shall include either loss by severance or loss of occupation or use thereof; partial loss or loss of use of any of the foregoing members shall be compensated on the same basis and in proportion to compensation above provided for the total loss of the same member." So that said section as thus amended and re-enacted shall read as follows, to-wit:

"For injuries enumerated in the following schedule the employee shall receive in lieu of all other compensation, except such as may be payable under sections 4883 and 4885 hereof, a weekly compensation equal to sixty-five per cent (65%) of his average weekly earnings, but not less than five dollars ($5.00) per week nor exceeding twelve dollars ($12.00) per week for the respective periods stated thereon, to-wit:

For the loss of a thumb, sixty-five per cent (65%) of the average weekly wages during 60 weeks.

For the loss of a first finger, commonly called the index

finger, sixty-five per cent (65%) of the average weekly wages during 45 weeks.

For the loss of a second finger, sixty-five per cent (65%) of the average weekly wages during 30 weeks.

For the loss of a third finger, sixty-five per cent (65%) of the average weekly wages during 20 weeks.

For the loss of a fourth finger, commonly known as the little finger, sixty-five per cent (65%) of the average weekly wages during 15 weeks.

The loss of the second, or distal phalange, of the thumb shall be considered to be equal to the loss of one-half of such thum; the loss of more than one-half of such thumb shall be considered to be equal to the loss of the whole thumb.

The loss of the third, or distal phalange, of any finger shall be considered to be equal to the loss of one-third of such finger.

The loss of the middle, or second phalange, of any finger shall be considered to be equal to the loss of two-thirds of such finger.

The loss of more than the middle and distal phalanges of any finger shall be considered to be equal to the loss of the whole finger; provided, however, that in no case will the amount for more than one finger exceed the amount provided in this schedule for the loss of a hand.

For the loss of a metacarpel bone (bone of palm) for the corresponding thumb, finger or fingers above add ten weeks to the number of weeks as above.

For ankylosis (total stiffness of) or contractures (due to sears or injuries), which makes the fingers more than useless, the same number of weeks apply to such finger or fingers (not thumb) as given above.

For the loss of a hand, sixty-five per cent (65%) of the average weekly wages during one hundred and fifty weeks.

For the loss of an arm, sixty-five per cent (65%) of the average weekly wages during two hundred weeks.

For the loss of one of the toes, other than the great toe,

sixty-five per cent (65%) of the average weekly wages during 10 weeks.

For the loss of the great toe, sixty-five per cent (65%) of the average weekly wages during 30 weeks.

The loss of more than two-thirds of any toe shall be considered equal to the loss of the whole toe.

The loss of less than two-thirds of any toe shall be considered to be equal to the loss of one-half toe.

For the loss of a foot, sixty-five per cent (65%) of the average weekly wages during 125 weeks.

For the loss of a leg, sixty-five per cent (65%) of the average weekly wages during 200 weeks, or the total and permanent loss of the sight of an eye, sixty-five per cent (65%) of the average weekly wages during 100 weeks.

Loss of any of the foregoing members for the purpose of this act shall include either loss by severance or loss of occupation or use thereof; partial loss or loss of use of any of the foregoing members shall be compensated on the same basis and in proportion to compensation above provided for the total loss of the same member.

In all other cases of permanent partial disability, including any disfigurement which will impair the further usefulness or occupational opportunities of the injured employee, compensation shall be determined according to the percentage of disability, taking into account, among other things, any previous disability, the nature of the physical injury or disfigurement, the occupation of the injured employee and age at the time of injury; the compensation paid therefor shall be sixty-five per cent (65%) of the average weekly earnings of the employee, but not less than five dollars ($5.00) nor more than twelve dollars ($12.00), multiplied by the percentage of disability caused by the injury, for such period as the board may determine not exceeding 335 weeks nor a maximum sum of four thousand dollars ($4,000.00). Whenever the weekly payments under this paragraph would be less than three dollars ($3.00) per week, the period may be shortened and the

payments correspondingly increased to that amount. Where compensation, except as provided in section 4883 and 4885 of this act, is paid under any other provisions of this act, the period during which such other compensation is paid and the amount thereof shall be deducted respectively from the maximum period and maximum amount which may be paid under this paragraph."

§ 6. That section 21, of said act be amended by adding thereto the following words: "Provided, however, that no lump sum settlement shall be reopened after more than one year from the date of its approval by the Board." So that said section when amended and re-enacted shall read as follows, to-wit:

"Upon its own motion or upon the application of any party interested and a showing of change of conditions, mistake or fraud, the board may at any time review any award or order, ending, diminishing or increasing the compensation previously awarded, within the maximum and minimum provided in this act, or change or revoke its previous order, sending immediately to the parties a copy of its subsequent order or award. Review under this section shall be had upon notice to the parties interested and shall not affect the previous order or award as to any sums already paid thereunder. Provided, however, that no lump sum settlement shall be reopened after more than two years from the date of its approval by the Board, except for fraud."

§ 7. That section 30 of said act be amended by inserting after the words "as if this act had not been passed," and before the words "if a claim to compensation be made under this section," the following: "Provided, however, that in case a minor under 16 years of age who procures his employment through the misrepresentation of his age through his parents, guardian or one having legal authority over him, his parents, statutory guardian or personal representative of a minor who is killed cannot elect to claim either compensation under the terms of this act or sue to recover damages as if this act had

not been passed, but he must rely on his claim, if any he has, for compensation under the terms of this act." So that said section when thus amended and re-enacted shall read as follows, to-wit.

"In case any minor employee who is injured or killed is, at the time of such injury, employed in wilful and known violation by the employer of any law of this State regulating the employment of minors, his statutory guardian or personal representative of the minor so killed, may claim compensation under the terms of this act or may sue to recover damages as if this act had not been passed. Provided, however, that in case a minor under 16 years of age who procures his employment through the misrepresentation of his age through his parents, guardian or one having legal authority over him, his parents, statutory guardian or personal representative of a minor who is killed cannot elect to claim either compensation under the terms of this act, or sue to recover damages as if this act had not been passed, but he must rely on his claim if any he has, for compensation under the terms of this act. If a claim to compensation be made under this section, the making of such claim shall be a waiver and bar to all rights of action on account of said injury or death of said minor as to all persons, and the institution of an action to recover damages on account of such injury or death shall be a waiver and bar of all rights to compensation under this act."

§ 8. That section 38 of said act be amended by adding thereto immediately after the words "next friend," and substituting in lieu of the period a comma, the following words: "or other person authorized to claim compensation for him under section 28 of this act." So that said section when thus amended and re-enacted shall read as follows, to-wit:

"No limitation of time provided in this act shall run against any person who is mentally incompetent or who is a minor dependent so long as he has no committee, guardian or next friend, or other persons authorized to claim compensation for him under section 28 of this act."

§ 9. That section 42, of said act be amended by adding thereto the words: "Any Medical Director of said Board who shall, during the term of his appointment, accept or receive any remuneration for services in any matter arising under this act or which may come before said board for adjudication, shall be immediately removed by the Board." So that said section when thus amended and re-enacted shall read as follows, to-wit:

"The salary and expenses of the board, with other assistants and employees, shall be paid out of the maintenance fund provided for in section 85 (4968) hereof. The annual salary of each member shall be three thousand and five hundred dollars ($3,500.00). The board may appoint a secretary at a salary of not more than two thousand and five hundred dollars ($2,500.00) a year, and a medical director and such other assistants and employees as are necessary to the proper administration of this act, at salaries to be fixed by the board and approved by the Governor; provided, however, that such salaries shall in no case exceed one hundred and twenty-five dollars ($125.00) per month to any clerical employee, one hundred and seventy-five dollars ($175.00) to any other employee or assistant or three thousand dollars ($3,000.00) per year, to a medical director, who shall be a reputable, licensed and practicing physician and surgeon of the professional education, training or qualification required by law for admission to practice in this state. The board may at any time remove any of its appointees upon filing with the secretary of state a full written statement of its reasons for such removal. Any Medical Director of said board who shall, during the term of his appointment, accept or receive any remuneration for services in any matter arising under this act or which may come before said Board for adjudication, shall be immediately removed by the Board."

§ 10. As amendments to sections one, ten, eleven and thirty, are necessary to bring within the protection of the compensation act certain cases involving "bad air" injuries

and injuries to minors, intended to be covered by the original act but recently held by court decisions not to be so covered, an emergency is hereby declared and this act shall take effect from and after its approval.

Mr. Wallen offered the following amendments to said bill, viz.:

Amend S. B. 181 in House,

1. By striking therefrom the whole of section 5, lines 1 to 85 both inclusive, on pages 5, 6, 7 and 8 of said bill as printed in the House.

2. By striking therefrom the whole of section 6, lines 1 to 16 both inclusive, on pages 8 and 9 of said bill as printed in the House.

3. By striking therefrom the whole of section 4, page 5 and inserting in lieu thereof the following: "That section 11 of said act be amended by striking therefrom the following words 'except where employed in wilful violation of any law of this state regulating the employment of minors,' and inserting in lieu thereof the words 'sixteen years of age or over and a minor under sixteen years of age who has procured his employment upon the written certification of his parent, guardian or one having legal authority over him that he is over sixteen years of age,' " and by adding at the end of such section the words "Such certificate shall be in form as follows: "To (name of employer): This is to certify that (name of minor employee) of whom the undersigned is the ————, is over the age of sixteen (16) years.

Signed this————day of ————." Identification of such signature of the parent, guardian or person having legal authority over such minor employee shall constitute conclusive proof of such procurement of his employment,

in any hearing or proceeding in which the same may be material or in issue," so that said section when so amended and re-enacted shall read as follows, to-wit:

"A minor sixteen years of age or over and a minor under sixteen years of age who has procured his employment upon the written certification of his parent, guardian or one having legal authority over him that he is over sixteen years of age, shall be deemed sui juris for the purposes of this act and no other person shall have cause of action or right to compensation for an injury to or death of such minor employee or loss of service on account thereof, by reason of the minority of such employee. In the event of a lump sum of compensation to such minor employee, payment shall be made to the guardian of such minor.

Such certificate shall be in form as follows: 'To (name of employer): This is to certify that (name of minor employee) of whom the undersigned is the ———, is over the age of sixteen (16) years.

Signed this .....day of.....' Identification of such signature of the parent, guardian, or person having legal authority over such minor employee shall constitute conclusive proof of such procurement of his employment in any hearing or proceeding in which the same may be material or in issue."

4. By striking from lines 5 and 6 of section 7 of said bill as printed in the House, the words "through the misrepresentation of his age through his parent, guardian or one having legal authority over him," and substituting in lieu thereof the words "upon the written certification of his parent, guardian or one having legal authority over him, as provided in section 11 of this act, that he is over sixteen years of age," and by striking from lines 20 to 21 of the same section of said bill the words "through the misrepresentation of his age through his parent, guardian or one having legal authority over him, as

provided in section 11 of this act, that he is over sixteen years of age."

5. By changing the numbers of sections 7, 8, 9, and 10, pages 9, 10 and 11 of said bill as printed in the House, to numbers 5, 6, 7, and 8 following the striking from said bill of sections 5 and 6, as printed in the House.

Amend title to Senate bill 181 in the House by striking from the first line of said title the words and figures "18" and "21" and "83," and by striking from lines 14 and 15 thereof the words and figures "4899," "4902" and "4968" and also by striking from line 14 thereof the figures "4890" and inserting in lieu thereof the figures "4880."

Said amendment was adopted.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, it was read the third time by its title and passed, as amended.

The yeas and nays being taken thereon in accordance with the provisions of the constitution were as follows, viz:

Those who voted in the affirmative were—

W. L. Agee	Sam Cole	D. E. Edwards
T. H. Baker	F. W. Collings	G. W. Eller
A. J. Baldridge	L. F. Coomes	O. C. Gartin
L. D. Bax	J. L. Cushing	T. H. Golden
J. E. Bickett	B. F. Day	W. R. Haselwood
W. M. Boling	J. R. Dorman	Hector Johnson
Wm. H. Bornhorst	E. J. Doss	A. J. Jolly
J. F. Bosworth	G. L. Drury	H. J. Kegley
J. G. Campbell	H. C. Duffy	T. H. King
R. J. Cain	Wm. M. Duncan	T. J. Knight

I. T. Layman	E. B. Miller	Lee L. Simons
Oscar Leibson	G. W. Morgan	W. M. Simpson
Leon P. Lewis	J. L. Morgan	H. Q. Thompson
Leroy Lewis	Wm. J. Moore	J. Wood Vance
R. D. McMurtry	F. V. Nunnelly	M. E. Vaughan
J. L. Manning	J. E. Robbins	C. D. Vincent
J. W. Martin	G. W. Shadoan	W. S. Wallen

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Those who voted in the negative were—

C. W. Bennett	E. D. Morris	E. E. Palmore

—3

Resolved that the title thereof be as amended.

Mr. Simons moved that the vote by which said bill was passed as amended be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

A message was received from the Senate announcing that they had passed bills which originated in this House of the following titles, viz.:

H. B. 34. An act to amend section 51, chapter 74 of an Act of the General Assembly of the Commonwealth of Kentucky entitled: "An act defining public roads; providing for their establishment, regulation, use and maintenance; and creating the office of County Road Engineer, and prescribing the duties thereof," approved March 23, 1914, being chapter 74, Session Acts of the Legislature of Kentucky, 1914, and also being section 4337 of the Kentucky Statutes, 1922, John D. Carroll's Edition.

H. B. 88. An act requiring the State Librarian to furnish to the Law Library of the University of Kentucky sets of the

Acts of the General Assembly, the Journals of the House and Senate, the Kentucky Reports, the Advance Sheets of the Kentucky Reports and the Code and Statutes.

Ordered that said bills be delivered to the Enrolling Clerk.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 50. An act amending and re-enacting section 25 of an Act entitled "An Act creating Boards of Education in cities of the second class; providing for the election thereof; defining their powers and duties and repealing all laws in conflict herewith."

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 25 of chapter 137 of the Acts of 1912, entitled: "An act creating Boards of Education for cities of the second class, providing for the election thereof, defining their powers and duties, and repealing all laws in conflict herewith," approved March 19, 1912, and is now section 3235a-25, Carroll's 1915 Kentucky Statutes, be, and the same is hereby amended and re-enacted, so that when amended and re-enacted, said section will read as follows:

Section 25. The board of education shall have the power to borrow money on the credit of the board in anticipation of the revenue from school taxes for the fiscal year in which the same is borrowed and pledge said school taxes for the payment of the principal and interest of said loan; provided, that the interest paid shall in no case exceed six per cent per an-

num, and the principal shall in no case exceed the anticipated revenue for the fiscal year in which the same is borrowed.

§ 2. Section 25 of said act is hereby repealed.

§ 3. All laws or parts of laws in conflict with this act are, to the extent of such conflict, hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	D. E. Edwards	E. B. Miller
T. H. Baker	G. W. Eller	G. W. Morgan
L. D. Bax	H. M. Fultz	Wm. J. Moore
Homer Beliles	O. C. Gartin	E. D. Morris
C. W. Bennett	T. H. Golden	F. V. Nunnelly
S. A. Blackburn	J. W. Howard	E. E. Palmore
J. F. Bosworth	A. J. Jolly	J. J. Patterson
W. J. Brandenburg	D. C. Jones	V. H. Redwine
Allen B. Cammack	H. J. Kegley	J. L. Richardson
R. J. Cain	T. H. King	J. E. Robbins
Sherman Chasteen	John H. Lawson	C. W. Ryans
Sam Cole	I. T. Layman	G. W. Shadoan
F. W. Collings	Leon P. Lewis	Lee L. Simons
L. F. Coomes	Leroy Lewis	W. M. Simpson
J. L. Cushing	J. T. Linton	D. D. Thornberry
B. F. Day	J. Will McFarlin	W. S. Tinsley
J. R. Dorman	W. J. McMurry	J. Wood Vance
E. J. Doss	R. D. McMurtry	M. E. Vaughan
G. L. Drury	J. L. Manning	C. D. Vincent
Wm. M. Duncan	J. W. Martin	E. C. Walker

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 259. An act authorizing the Clark County Construction Company, a corporation, created and existing under the laws of Kentucky, to sue the State of Kentucky and the State Highway Commission of the State of Kentucky.

Said bill is as follows, viz.:

Whereas, upon the 11th day of May, 1920, the Commissioner of Public Roads of Kentucky, entered into a contract with the Clark County Construction Company for the reconstruction of that portion of the turnpike road from the city of Lexington to the city of Winchester, lying in Clark County; and,

Whereas, said construction company did reconstruct said portion of said road under said contract and under the supervision of the Commissioner of Public Roads, and the State Highway Commission, who superseded the Commissioner of Public Roads; and,

Whereas, there was a conflict between the specifications and the plans for said work, and a controversy arose between the State Highway Commission and said construction company as to said specifications and plans, and the said construction company was required to furnish and did furnish a large amount of materials and labor in excess of what it claimed it

should have been required to furnish, to the extent and value of $74,453.00; and,

Whereas, after the said work was completed, and in order to settle said controversy between the parties, it was agreed between the construction company and the Attorney General of Kentucky, representing the State Highway Commission, that a suit should be instituted in the Franklin Circuit Court, to decide said controversy; and,

Whereas, said controversy is still pending and the said company has not been paid anything for said alleged extra materials and services.

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the said Clark County Construction Company be authorized to bring and prosecute a suit in the Franklin Circuit Court against the Commonwealth of Kentucky and the State Highway Commission and the members thereof, as such, and the State Highway Engineer, under the style of the Clark County Construction Company against the State Highway Commission and said engineer, in order to settle said controversy, and the proper construction of said contract, and the liability, if any, of the State of Kentucky and said Commission for said materials and labor furnished by said company and the value thereof, and to render judgment for any sum due said company, and direct the said commission and engineer to certify the claim of said company, if any is allowed, for said materials and labor, to the Auditor of Kentucky, and for him to issue a warrant upon the Treasurer of Kentucky in favor of said company for said claim; provided, however, that the sums, if any, so ordered paid to said company, shall in no event, exceed the sum of seventy-four thousand four hundred fifty-three dollars ($74,453.00).

§ 2. Either party to said suit may appeal from any judg-

ment which may be rendered therein by the Franklin Circuit Court, to the Court of Appeals, and said suit may be conducted and the case may be settled and adjusted, with the consent and approval of the Attorney General of Kentucky, in the same way as any other civil case.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
A. J. Baldridge
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
B. F. Day
J. R. Dorman
E. J. Doss
G. L. Drury
Wm. M. Duncan
J. O. Evans
H. M. Fultz
O. C. Gartin
J. W. Howard
J. Roy Johnson
Hector Johnson
A. J. Jolly
D. C. Jones
H. J. Kegley
T. H. King
John H. Lawson
I. T. Layman
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. E. Robbins
C. W. Ryans
G. W. Shadoan
Lee L. Simons

A. W. Stamper M. E. Vaughan W. S. Wallen
W. S. Tinsley C. D. Vincent

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Those who voted in the negative were—

E. E. Palmore

—1

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for considertion from the Orders of the Day a Bill entitled:

S. B. 37. An act to amend and re-enact section 3146 Kentucky Statutes.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 3146 of Kentucky Statutes, Carroll's 1915 Edition as amended by Act of the General Assembly approved March 23, 1922, be and the same is hereby amended and re-enacted, so that the same when so amended and re-enacted shall read as follows:

There shall be established in and for each city of the second class, a court to be called the Police Court, to be presided over by one judge, to be elected as hereinafter provided, who shall receive for his services such salary as the General Coun-

cil shall fix by ordinance, provided however, that such salary shall not exceed forty-eight hundred dollars, nor be less than three thousand dollars per annum; and such judge shall not receive any other compensation except the fees allowed by law to judges for holding examining trials in felony cases. No person shall be eligible to the office of police judge, who at the time of election is not twenty-five years of age and who has not been a resident of the city for four years. This shall not apply to present incumbents.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

T. H. Baker	B. F. Day	John H. Lawson
A. J. Baldridge	J. R. Dorman	I. T. Layman
L. D. Bax	E. J. Doss	W. J. McMurry
W. B. Belknap	G. L. Drury	J. L. Manning
Homer Beliles	H. C. Duffy	J. W. Martin
J. E. Bickett	Wm. M. Duncan	E. B. Miller
S. A. Blackburn	D. E. Edwards	G. W. Morgan
Wm. H. Bornhorst	G. W. Eller	J. L. Morgan
J. F. Bosworth	J. O. Evans	Wm. J. Moore
W. J. Brandenburg	O. C. Gartin	E. D. Morris
J. G. Campbell	T. H. Golden	F. V. Nunnelly
R. J. Cain	J. W. Howard	E. E. Palmore
Sherman Chasteen	R. O. Huntsman	J. J. Patterson
Lee Clark	Hector Johnson	V. H. Redwine
Sam Cole	A. J. Jolly	J. E. Robbins
L. F. Coomes	D. C. Jones	G. W. Shadoan
J. L. Cushing	T. H. King	Lee L. Simons

H. Q. Thompson	M. E. Vaughan	W. D. Watkins
W. S. Tinsley	C. D. Vincent	
J. Wood Vance	W. S. Wallen	

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for considertion from the Orders of the Day a Bill entitled:

S. B. 38. An act providing for vacation for county judge.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That, the regular judge of the County Court, in all counties wherein a continuous session is maintained by the Circuit Court, shall be entitled to a vacation of one month in each year and during said vacation the compensation of the pro tem. judge, as provided by law, shall not be deducted from the salary of the regular judge. The salary of the pro tem. judge herein provided for, shall be paid by the county in the same manner and at the same rate per diem, as is provided for the regular judge.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	E. J. Doss	J. L. Morgan
T. H. Baker	Wm. M. Duncan	Wm. J. Moore
A. J. Baldridge	D. E. Edwards	E. D. Morris
L. D. Bax	G. W. Eller	F. V. Nunnelly
W. B. Belknap	O. C. Gartin	E. E. Palmore
J. E. Bickett	J. W. Howard	H. A. Pulliam
S. A. Blackburn	R. O. Huntsman	V. H. Redwine
Wm. H. Bornhorst	Hector Johnson	J. L. Richardson
J. F. Bosworth	A. J. Jolly	J. E. Robbins
W. J. Brandenburg	D. C. Jones	G. W. Shadoan
J. G. Campbell	H. J. Kegley	Lee L. Simons
R. J. Cain	T. H. King	H. Q. Thompson
Sherman Chasteen	John H. Lawson	J. Wood Vance
Sam Cole	I. T. Layman	M. E. Vaughan
F. W. Collings	Oscar Leibson	C. D. Vincent
L. F. Coomes	Leroy Lewis	W. S. Wallen
J. L. Cushing	W. J. McMurry	W. D. Watkins
B. F. Day	J. L. Manning	C. Westerfield
J. R. Dorman	G. W. Morgan	

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Those who voted in the negative were—

C. W. Bennett	T. J. Knight	J. J. Patterson
W. R. Haselwood	J. W. Martin	A. W. Stamper

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for considertion from the Orders of the Day a Bill entitled:

S. B. 306. An act creating a Kentucky State Park Commission.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby created the Kentucky State Park Commission of three members, of which commission the director of the Kentucky State Geological Survey shall be one and shall be chairman, the second member thereof to be the Dean of the State Agricultural College, and the third a commissioner to be appointed by the Governor, with the consent of the Senate.

§ 2. It shall be the duty of the Commission hereby created to ascertain between now and the meeting of the General Assembly in 1926 any suitable and available state park site, with a view to securing them by public subscription and later such park sites, with the approval of the legislature, to be turned over to the state for their preservation, beautification and maintenance. Should the commission hereby created find it impracticable to complete its labor before the session of the General Assembly which shall convene in 1926, it shall nevertheless report its acts to that session and an additional term of two years, if necessary, is given to complete its labors.

§ 3. Said commission shall serve without compensation. The members thereof shall be allowed their expenses in making any necessary park investigations and for official printing. Said expenses are to be certified by the chairman of the commission to the Auditor of Public Accounts of the State of Kentucky, and the commission shall report its findings to the

Governor and the General Assembly in 1926, subject to such extension of time as is set out in section 2 hereof.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. W. Eller	F. V. Nunnelly
T. H. Baker	J. O. Evans	E. E. Palmore
A. J. Baldridge	T. H. Golden	G. L. Perryman
Homer Beliles	R. O. Huntsman	H. A. Pulliam
C. W. Bennett	A. J. Jolly	V. H. Redwine
J. E. Bickett	H. J. Kegley	J. L. Richardson
S. A. Blackburn	T. H. King	J. E. Robbins
W. M. Boling	T. J. Knight	C. W. Ryans
J. F. Bosworth	John H. Lawson	G. W. Shadoan
J. G. Campbell	I. T. Layman	Lee L. Simons
Lee Clark	Oscar Leibson	W. M. Simpson
Sam Cole	Leroy Lewis	A. W. Stamper
F. W. Collings	J. T. Linton	F. L. Strange
L. F. Coomes	J. L. Manning	H. Q. Thompson
J. L. Cushing	G. W. Morgan	W. S. Tinsley
B. F. Day	J. L. Morgan	J. Wood Vance
J. R. Dorman	Wm. J. Moore	C. D. Vincent
E. J. Doss	E. D. Morris	W. S. Wallen

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Those who voted in the negative were—

H. C. Duffy	J. Roy Johnson	W. J. McMurry
W. R. Haselwood	J. Will McFarlin	J. W. Martin

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Resolved, that the title thereof be as aforesaid.

Mr. Simpons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 274. An act to provide for the establishment, conduct and maintenance of public playgrounds and recreation grounds and centers in and by cities and counties; and authorizing school districts to join in the conduct and operation of such playgrounds and recreation centers.

Said bill is as follows, viz.:

Be it enacted by the General Assesmbly of the Commonwealth of Kentucky:

§ 1. The maintenance and operation of the playgrounds and recreation centers is hereby declared to be a proper public municipal purpose for cities of all classes and counties. The city council or board of commissioners of any city, or the fiscal court of any county may dedicate and set apart for the use as playgrounds and recreation centers any lands or buildings owned or leased by such city or county and not devoted to another and inconsistent public use, and may acquire land or buildings, or both, to be used for such purposes by purchase, lease, condemnation or otherwise.

§ 2. The city council or board of commissioners of any city, or fiscal court of any county may establish a playground and recreation system and may vest the power to provide, maintain and conduct playgrounds and recreation centers in

the park board, board of education or other existing body, or in a playground and recreation board as the governing body may determine. Any board so designated shall have the power to maintain and equip playgrounds and recreation centers and the buildings thereon, and shall, for the purpose of carrying out the provisions of the Act, employ trained and qualified playground directors, supervisors, recreation superintendents, or such other officers and employes as they deem proper.

§ 3. If the city council or board of commissioners of any city, or fiscal court of any county, determines that the power to provide, conduct and maintain playgrounds and recreation centers shall be exercised by a playground and recreation board, such council, commission or court shall by resolution or ordinance, establish a playground and recreation board in such city or county which shall possess all the powers and be subject to all the responsibilities of this act. Such board, when established, shall consist of five persons to be appointed by the mayor, judge of the county court, to serve for terms of five years, or until their successors are appointed, except that the members first appointed shall be so appointed that the term of one member shall expire annually thereafter. Vacancies occurring otherwise than by expiration of term shall be filled in the same manner as original appointments and for the unexpired term. Members shall serve without pay.

§ 4. Any two or more cities, or any city and county, may jointly establish, maintain and conduct a recreation system. Any school district may join with any city or county in providing and conducting public playgrounds and recreation centers.

§ 5. A playground and recreation board or other authority in which is vested the power to provide, conduct and maintain playgrounds and recreation centers may accept any grant or devise, of real estate, or any bequest or gift of money, or any donation the principal or income of which is to be used

for playground or recreation purposes. Money received for such purpose, shall, unless otherwise provided by the terms of the bequest, be deposited with the city or county treasurer to the account of the playground and recreation board, or other body having charge of such work, and may be withdrawn and paid out in the same manner as money appropriated for recreation purposes.

§ 6. Whenever the city council or board of commissioners of any city or fiscal court of any county establishes a supervised recreation system, in accordance with the provisions of this act, such council, board or court may provide out of the general funds of such city or county for the purpose of equipping, maintaining and operating such recreation system.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Sam Cole	A. J. Jolly
W. B. Ardery	F. W. Collings	D. C. Jones
T. H. Baker	L. F. Coomes	H. J. Kegley
A. J. Baldridge	E. J. Doss	T. H. King
J. H. Baughman	G. W. Eller	T. J. Knight
W. B. Belknap	J. O. Evans	John H. Lawson
Homer Beliles	O. C. Gartin	I. T. Layman
J. E. Bickett	T. H. Golden	Oscar Leibson
W. M. Boling	W. R. Haselwood	Leon P. Lewis
W. J. Brandenburg	R. O. Huntsman	Martin Light
R. J. Cain	L. J. Jeter	J. Will McFarlin
Sherman Chasteen	Hector Johnson	W. J. McMurry

R. D. McMurtry	E. E. Palmore	W. S. Tinsley
J. W. Martin	J. J. Patterson	J. Wood Vance
E. B. Miller	G. L. Perryman	C. D. Vincent
G. W. Morgan	J. L. Richardson	W. S. Wallen
J. L. Morgan	G. W. Shadoan	W. D. Watkins
Wm. J. Moore	Lee L. Simons	F. E. Wilson
E. D. Morris	W. M. Simpson	
F. V. Nunnelly	H. Q. Thompson	

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Those who voted in the negative were—

C. W. Bennett	Wm. M. Duncan	D. E. Edwards
J. R. Dorman		

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for considertion from the Orders of the Day a Bill entitled:

S. B. 116. An act to amend and re-enact section 3142B-11, Kentucky Statutes, Carroll's Sixth Edition, 1922.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Section 3142-11. Retirement after twenty years; pensions—Any member of the police or fire department of such cities having served twenty years or more in such police

or fire department, may make application to be relieved from such police or fire department, and if his application is granted, the said board of trustees shall order and direct that such persons be paid monthly pension equal to one-half of the amount of the salary said person is or was in receipt of as a member of said department at the time of granting application.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. R. Dorman	F. V. Nunnelly
W. B. Ardery	E. J. Doss	E. E. Palmore
L. D. Bax	Wm. M. Duncan	J. J. Patterson
Homer Beliles	D. E. Edwards	G. L. Perryman
C. W. Bennett	G. W. Eller	H. A. Pulliam
S. A. Blackburn	O. C. Gartin	V. H. Redwine
W. M. Boling	T. H. Golden	J. E. Robbins
Wm. H. Bornhorst	R. O. Huntsman	G. W. Shadoan
J. F. Bosworth	Hector Johnson	Lee L. Simons
W. J. Brandenburg	A. J. Jolly	W. M. Simpson
Allen B. Cammack	D. C. Jones	Geo. W. Smith
J. G. Campbell	H. J. Kegley	H. Q. Thompson
R. J. Cain	T H. King	W. S. Tinsley
Sherman Chasteen	T. J. Knight	J. Wood Vance
Lee Clark	J. L. Manning	C. D. Vincent
Sam Cole	J. W. Martin	W. S. Wallen
L. F. Coomes	E. B. Miller	W. D. Watkins
J. L. Cushing	G. W. Morgan	F. E. Wilson
B. F. Day	E. D. Morris	

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There voted in the negative—

I. T. Layman

—1

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for considertion from the Orders of the Day a Bill entitled:

S. B. 293. An act to enable cities of the first class to issue bonds for the purpose of elimination of grade crossing of public streets over tracks of steam or electric railroads.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. In order to provide money for the elimination of grade crossings of public streets in cities of the first class over tracks of steam or electric railroads so that said cities of the first class may bear their proportion of such expense as is now authorized by the statutes in such cases made and provided, the general council of any such cities may adopt from time to time an ordinance or ordinances submitting to the voters of the city at any regular election held in such city the question whether bonds of the city shall be issued for the purpose aforesaid. The ordinance or ordinances shall provide the date and maturity of such bonds, the rate of interest they shall bear and the total amount to be then issued and the

ordinance or ordinances shall also contain the necessary details in reference to the execution and delivery of said bonds, their denominations, coupons to be annexed, tax to be levied to pay the interest, and a sinking fund to retire such bonds at maturity. Said ordinance or ordinances for the submission of the question of issuing bonds to the people may be adopted by the general council either prior or subsequent to the adoption of the system or plan to be used in the said elimination of said grade crossings. The said ordinance or ordinances shall provide the total amount of bonds to be issued under such ordinance but the total amount of bonds to be issued under this act and to be provided for by said ordinance or ordinances shall not exceed in the aggregate five millions of dollars ($5,000,000.00).

§ 2. All bonds that shall be issued under the provisions of this act, and ordinance or ordinances passed by the general council in pursuance thereof, shall when so issued be placed under the control of the Board of Public Works of said cities of the first class, which board shall determine when and at what price and how said bonds shall be sold. Provided, that no bonds shall be sold for less than par; and provided, further, that any premium which may be obtained from said bonds shall constitute a part of the sinking fund for their ultimate retirement. As the said bonds are sold their proceeds shall go to the credit of the said Board of Public Works in the same depositories which are selected for the deposit of the funds of the sinking fund commissioners of the city and upon the same agreement as to interest, and shall be withdrawn only as the ordinary funds of the city are now withdrawn from depositories as now provided by law.

§ 3. If any ordinance submitting the question of a bond issue as herein provided shall not be carried by the voters of the city, the general council may at any regular election thereafter submit another ordinance for such a bond issue to the said voters as herein provided, and the rejection by the voters of any particular bond issue submitted to them as herein pro-

vided shall not prevent the general council thereafter submitting another ordinance or ordinances for such or a similar bond issue until the total amount of bonds herein authorized shall have been voted for and issued.

§ 4. The proceeds of any bond issue herein authorized shall be used exclusively for the purpose of the city's proportionate share of the expense of the elimination of grade crossings of public streets over the tracks of steam or electric railroads as now provided by the statutes in such cases made and provided.

§ 5. All laws and parts of laws in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Sherman Chasteen	J. O. Evans
W. B. Ardery	Lee Clark	H. M. Fultz
T. H. Baker	Sam Cole	O. C. Gartin
A. J. Baldridge	F. W. Collings	T. H. Golden
L. D. Bax	L. F. Coomes	J. W. Howard
W. B. Belknap	J. L. Cushing	R. O. Huntsman
Homer Beliles	B. F. Day	A. J. Jolly
C. W. Bennett	J. R. Dorman	H. J. Kegley
J. E. Bickett	E. J. Doss	T. H. King
W. M. Boling	G. L. Drury	John H. Lawson
Wm. H. Bornhorst	H. C. Duffy	Leon P. Lewis
Allen B. Cammack	Wm. M. Duncan	Leroy Lewis
J. G. Campbell	G. W. Eller	R. D. McMurtry

J. W. Martin	V. H. Redwine	H. Q. Thompson
G. W. Morgan	J. L. Richardson	D. D. Thornberry
J. L. Morgan	J. E. Robbins	W. S. Tinsley
Wm. J. Moore	C. W. Ryans	N. I. Toombs
E. D. Morris	G. W. Shadoan	J. Wood Vance
F. V. Nunnelly	Lee L. Simons	W. D. Watkins
E. E. Palmore	W. M. Simpson	
J. J. Patterson	F. L. Strange	

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for considertion from the Orders of the Day a Bill entitled:

S. B. 287. An act to amend and re-enact section 4130 of Kentucky Statutes, Carroll's 1922 Edition.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That § 4130 of Kentucky Statutes, Carroll's 1922 edition, be and the same is hereby amended by adding thereto at the end thereof, the following:

"Provided that where a railroad company shall condemn a right of way through the land of said sheriff, pursuant to §§ 835 to 840, inclusive, of Kentucky Statutes, Carroll's 1922 edition, and shall pay the award to said sheriff, as in the case of any other landowner whose land is condemned, that such condemnation proceeding and payment shall *ipso facto* re-

lease and discharge the lien created by this section as to so much of said sheriff's land as is taken in said condemnation proceeding, and that said railroad company shall acquire title to said land freed from said lien," so that said section, as thus amended, will read as follows:

§ 4130. The sheriff or collector shall, on or before the first day of March next succeeding his election, and on or before the said day annually thereafter, enter into bonds with surety for the faithful performance of his duties. A quietus by the auditor of public accounts, and from the fiscal court of his county for the preceding year shall be produced by each sheriff or collector to the county court on or before that day, and no tax book shall be delivered to the sheriff or collector after the first year of his term who shall fail to exhibit such quietus on or before that date. He may execute bond at any time after he receives his certificate of election up to and including the first day of March succeeding his election, and it shall be the duty of the judge of the county court to hold a court at any time the sheriff may request for that purpose. The county judge shall judge of the sufficiency of the surety, and in no case shall sureties be taken who are not jointly worth, subject to execution after the payments of all their debts and liabilities, a sum equal to the aggregate amount of money which may probably be received by the sheriff or collector during the year succeeding the execution of the bond. The Commonwealth, the county and taxing district shall have a lien from the date the sheriff begins to act upon the real estate of the sheriff therein secured or afterward acquired by him, which shall not be discharged until the whole amount collected by the sheriff or collector, or for which he may be liable to them respectively, shall have been paid, and the same lien shall exist upon the real estate of a usurper of the office of sheriff or collector, or a *de facto* sheriff or collector, or any person who may act as sheriff or collector.

Provided that where a railroad company shall condemn a right of way through the land of said sheriff, pursuant to

§§ 835 to 840, inclusive, of Kentucky Statutes, Carroll's 1922 edition, and shall pay the award to said sheriff, as in the case of any other landowner whose land is condemned, such condemnation proceeding and payment shall *ipso facto* release and discharge the lien created by this section as to so much of said sheriff's land as is taken in said condemnation proceeding, and that said railroad company shall acquire title to said land freed from said lien.

§ 2. All laws or parts of laws in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

T. H. Baker	J. L. Cushing	A. J. Jolly
A. J. Baldridge	B. F. Day	D. C. Jones
J. H. Baughman	J. R. Dorman	T. H. King
L. D. Bax	E. J. Doss	T. J. Knight
W. B. Belknap	Wm. M. Duncan	I. T. Layman
Homer Beliles	D. E. Edwards	Leon P. Lewis
C. W. Bennett	G. W. Eller	Martin Light
J. E. Bickett	J. O. Evans	J. T. Linton
S. A. Blackburn	H. M. Fultz	W. J. McMurry
W. M. Boling	O. C. Gartin	J. L. Manning
Wm. H. Bornhorst	T. H. Golden	J. W. Martin
W. J. Brandenburg	W. R. Haselwood	E. B. Miller
Allen B. Cammack	J. W. Howard	Harry Miller
J. G. Campbell	R. O. Huntsman	G. W. Morgan
R. J. Cain	Hector Johnson	J. L. Morgan
F. W. Collings	J. Roy Johnson	E. D. Morris

E. E. Palmore	G. W. Shadoan	M. E. Vaughan
V. H. Redwine	H. Q. Thompson	C. D. Vincent
J. L. Richardson	W. S. Tinsley	W. S. Wallen
J. E. Robbins	N. I. Toombs	C. Westerfield
Arthur Saunders	J. Wood Vance	F. E. Wilson

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for considertion from the Orders of the Day a Bill entitled:

S. B. 429. An act to amend section 21 of an act approved March 23, 1894, entitled "An Act to amend an Act entitled 'An Act for the government of cities of the first class' approved July 1, 1893," and being section 2893 of Carroll's 1922 Kentucky Statutes, relating to qualifications of members and officers of the police force in cities of the first class.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 21 of an act approved March 23rd, 1894, entitled, "An Act to amend an act entitled 'An Act for the government of cities of the first class" approved July first, one thousand eight hundred and ninety-three," and being section 2893 of Carroll's (1922 Kentucky Statutes), relating to qualifications of members and officers of the police force in cities of the first class, be amended by striking therefrom after

the word "resident" in the first part of said section, the words "for three years in the city in which he is appointed" and by placing in lieu thereof the words "for three years in the State of Kentucky," so that when amended, said section shall read as follows:

"Each member and officer of the police force hereafter appointed, shall be an elector and shall have been a resident for three years in the State of Kentucky. No person shall be a member or officer of the police force unless he is well known to be a man of sobriety and integrity, and has been and is an orderly and law-abiding citizen. No man shall be appointed a member or officer of the police force who has been convicted of any felony, or who has been engaged in any unlawful calling, or who has pursued any calling in a manner forbidden by law; nor shall any person be appointed a member or officer of said force on account of any political partisan service rendered by him; nor shall any officer or member of said force be removed or discharged or reduced in grade or pay for any political reasons. Their appointment and continuance upon the police force shall depend absolutely upon their ability and their willingness to enforce the law."

§ 2. This act shall take effect from and after its passage.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and rejected.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Belknap C. W. Bennett J. E. Bickett

W. J. Brandenburg	T. J. Knight	Lee L. Simons
Allen B. Cammack	Leon P. Lewis	W. M. Simpson
B. F. Day	W. J. McMurry	A. W. Stamper
J. R. Dorman	J. L. Manning	F. L. Strange
E. J. Doss	J. W. Martin	W. S. Wallen
Wm. M. Duncan	E. D. Morris	W. D. Watkins
D. E. Edwards	H. A. Pulliam	
W. R. Haselwood	Arthur Saunders	

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Those who voted in the negative were—

W. L. Agee	H. M. Fultz	E. B. Miller
W. B. Ardery	O. C. Gartin	G. W. Morgan
T. H. Baker	T. H. Golden	J. L. Morgan
A. J. Baldridge	J. E. Hadden	Wm. J. Moore
L. D. Bax	J. W. Howard	E. E. Palmore
Homer Beliles	R. O. Huntsman	J. J. Patterson
W. M. Boling	L. J. Jeter	G. L. Perryman
J. F. Bosworth	Hector Johnson	V. H. Redwine
J. G. Campbell	J. Roy Johnson	J. F. Reed
R. J. Cain	A. J. Jolly	J. L. Richardson
Sherman Chasteen	D. C. Jones	C. W. Ryans
Sam Cole	H. J. Kegley	Geo. W. Smith
F. W. Collings	John H. Lawson	H. Q. Thompson
J. L. Cushing	I. T. Layman	W. S. Tinsley
G. L. Drury	Leroy Lewis	N. I. Toombs
H. C. Duffy	Martin Light	C. D. Vincent
G. W. Eller	R. D. McMurtry	C. Westerfield

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was rejected be reconsidered and that said motion lie on the table.

Said motion was agreed to.

A message was received from the Senate announcing that they had passed a bill which originated in this house entitled:

H. B. 593. An act relating to the inspection of oils and fluids and repealing sections 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216, and 2217 Kentucky Statutes, Carroll's Edition of 1915.

(For bill see House Journal of March 15).

Together with an amendment thereto by way of substitute therefor.

Said substitute is as follows, viz.:

An act providing for the proper inspection of illuminating oils and fluids and gasoline, and amending section 2202, 2205, 2206 of the 1922 edition of Carroll's Kentucky Statutes:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

Section 1. That section 2202 of the 1922 edition of Carroll's Kentucky Statutes, shall be amended by adding and inserting in the first line thereof the word "gasoline," and in the fifth line thereof the words "which may or can be used in internal combustion engines for power purposes."

So that said section 2202, when so amended, together with such added words, shall read as follows:

Section 1. That all oils, gasoline and fluids, the product of coal, petroleum or other bituminous substances, by whatever named called, which may or can be used for illuminating purposes, or may or can be used in internal combustion engines for power purposes, manufactured in this State or brought into it before the same is consumed, used or sold to merchants or consumers within this State, shall be inspected by an authorized inspector in this State.

Section 2. That section 2205 of the 1922 edition of Carroll's Kentucky Statutes, shall be amended by striking therefrom the following words:

"As soon as the thermometer ceases to rise test the oil; and should it not ignite, replace the lamp, and test the oil each degree the thermometer rises till the oil ignites or permanently burns. As soon as the oil ignites or permanently burns, the degree indicated by the thermometer is the fire test of the oil. The flame moved across the surface of the oil should not exceed that of an ordinary match."

And to further amend by adding to the remainder of said section the following words: "and note the reading of the thermometer and the temperature shown thereby."

So that section 2205, when so amended, shall read as follows:

An inspector in the performance of his duties shall use the standard instruments in use for that purpose, and shall test all oils as follows:

1. The water cup shall have sufficient water in it to rise two-thirds up the side of the oil cup.

2. Fill the oil cup with oil to be tested to within one-eighth of an inch of the top.

3. Suspend the thermometer so the bulb is just under the surface of the soil.

4. Use an alcohol lamp to heat the water bath, and before placing the light under the water cup, test the oil in the cup by bringing lighted match in contact with the surface of the oil. If it does not ignite, place the lamp under the water cup, and slowly heat the oil, not slower than one degree of the thermometer in a minute, nor faster than two degrees of the thermometer in a minute, moving a lighted match across the surface of the oil at each degree the thermometer rises, not more than three-eighths of an inch from the surface of the oil. If the oil should flash, that is, a little gas burn on the surface and go out again, remove the lamp, and note the reading of the thermometer and the temperature shown thereby.

§ 3. That section 2206 be amended by adding to the section thereof, the words, "used for illuminating purposes" and also the word "flash," and omitting from the second line

the words, "ignite or permanently burn," and also by omitting therefrom in the ninth and tenth lines the words, "ignite or permanently burn," and inserting and substituting therefor the words "flash," and also by adding to said section, as so amended the following words: "That all gasoline or other fluids, which may or can be used in internal combustion engines, shall be tested and shall show a specific gravity test of at least 58, or upwards, and such gasoline or fluid showing such specific gravity test or upwards, shall be approved by the inspector, and the barrels, casks, or packages containing the same shall be branded by the inspector with his name, his official character, and the words, 'approved gravity test;' and all gasoline or other fluid used for internal combustion engines, as above stated, that do not show a specific gravity test of at least 58 or upwards shall be marked by the inspector with his name and official character, and the words: 'and such gasoline or similar substance, so marked, shall not be sold by any merchant or manufacturer for the purpose of being used in internal combustion engines for power purposes.' "

So that said section 2206, when so amended shall read:

§ 3. All oils and fluids specified in section 2202 that flash at a temperature of 130° Fahrenheit and upward, shall be approved by the inspector; and the barrels, casks or packages containing the same shall be branded or marked by him with his name, official character and the words, "approved fire test," and all oils or fluid aforesaid that flash at a less temperature than 130° Fahrenheit it shall be condemned by the inspector, and the barrels, casks or packages containing the same shall be branded or marked by him with his name, official character, and the words "unsafe for illuminating purposes;" that all gasoline or other fluids, which may or can be used in internal combustion engines, shall be tested and shall show a specific gravity test of at least 58, or upwards, and such gasoline or fluid showing such specific gravity test, or upwards, shall be approved by the inspector, and the barrels, casks or packages containing the same shall be branded by

the inspector with his official character, and the words: "approved gravity test;" and all gasoline or other fluid used for internal combustion engines, as above stated, that do not show specific gravity test of at least 58, or upward, shall be marked by the inspector with his name and official character, and the words, "unfit for motor use;" and such gasoline or similar substance, so marked, shall not be sold by any merchant or manufacturer for the purpose of being used in internal combustion engines for power purposes.

§ 4. Every inspector in this state shall, on or before the 10th day of each and every month for the preceding month, transmit to the State Tax Commission a statement, under oath or affirmation, on such forms as the State Tax Commission may prescribe, showing the total number of gallons of all oils, gasoline and all other fluids inspected during the month for which said report is made, also giving the names of the persons, firms and corporations for whom the said inspection was made and the name and address of each person, firm or corporation selling gasoline or oil, either retail or wholesale in his county; the said monthly reports shall also show the dates and places where such inspections were made; the number of gallons accepted and for what purpose and the number of gallons rejected.

Each oil inspector in this commonwealth shall keep permanent record on form prescribed by the tax commission. This permanent record shall be paid for by each oil inspector and the same shall at all times be open for inspection by the State Tax Commission or by any of its authorized representatives.

Every oil inspector shall, in addition to the matters set out above, forward at any time when requested by the State Tax Commission, other additional data.

Each inspector shall take monthly from each dealer for whom inspection is made under the provisions of this act, a sworn statement to the effect that the oil and gasoline so in-

spected, is all the oil and gasoline handled during the month by said dealer.

Any oil inspector guilty of violating any of the provisions of this Act, shall, upon conviction, be fined, for each offense, in a sum not less than twenty-five dollars, and not more than one hundred dollars.

Each inspector of oils in this commonwealth shall, on the first day of each and every month, report and pay the inspection fees collected by him during the preceding month to the Auditor of Public Accounts on such forms as may be prescribed by the auditor, and the auditor shall keep a separate account of the moneys reported and paid by each inspector of oils. On or before the 10th day of each month the auditor shall draw his warrant payable to each inspector of oils the total amount of inspection fees reported by him for the preceding month, not to exceed, however, the sum of $416.66, nor more than a total of $5,000.00, per annum, except in counties having a city of the first class, the Auditor of Public Accounts shall draw his warrant payable to each the inspector of oils and assistant inspector of oils, the total amount of inspection fees collected by them during the preceding month, not to exceed, however, the sum of $466.66 each, nor a total sum of more than $5,000.00 per anunm.

All of the remaining inspection fees to the credit of said fund in the Auditor's office on December thirty-first of each year shall be credited to the general expenditure fund.

The provisions of this act are severable and if any of its provisions shall be held unconstitutional the decision of the courts shall not affect or impair any of the remaining provisions of this act. It is hereby declared as a legislative intent that this act would have been adopted had not such unconstitutional provisions been included therein.

§ 5. This act shall take effect from and after its approval as required by law.

Said substitute as offered by the Senate was disagreed to.

The yeas and nays being taken thereon in accordance with the provisions of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery
J. E. Bickett
Wm. H. Bornhorst
J. F. Bosworth
W. B. Bush
R. J. Cain
Sam Cole
J. L. Cushing
J. R. Dorman
G. L. Drury
Wm. M. Duncan
R. O. Huntsman
Hector Johnson
A. J. Jolly
H. J. Kegley
Oscar Leibson
J. W. Martin
Harry Miller
E. E. Palmore
V. H. Redwine
J. F. Reed
J. L. Richardson
C. W. Ryans
H. Q. Thompson
D. D. Thornberry
N. I. Toombs
J. Wood Vance
C. Westerfield

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Those who voted in the negative were—

W. L. Agee
T. H. Baker
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
S. A. Blackburn
W. M. Boling
W. J. Brandenburg
Allen B. Cammack
J. G. Campbell
Sherman Chasteen
Lee Clark
F. W. Collings
L. F. Coomes
B. F. Day
E. J. Doss
H. C. Duffy
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
L. J. Jeter
J. Roy Johnson
D. C. Jones
T. H. King
T. J. Knight
I. T. Layman
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
J. Will McFarlin
W. J. McMurry
R. D. McMurtry
E. B. Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
F. V. Nunnelly
J. J. Patterson
G. L. Perryman
H. A. Pulliam
J. E. Robbins
G. W. Shadoan
Lee L. Simons
W. M. Simpson
Geo. W. Smith
A. W. Stamper
W. S. Tinsley
M. E. Vaughan
C. D. Vincent
W. S. Wallen
W. D. Watkins
F. E. Wilson

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Mr. Simons moved that the vote by which the House refused to concur in said amendment as offered by the Senate be reconsidered and that said motion lie on the table.

Said last named motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 14. An act to amend section 246 of the constitution of the Commonwealth of Kentucky relating to salaries of officers.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That upon the concurrence of three-fifths of all members elected to each House, the ayes and noes being taken thereon and entered in full in their respective journals:

First—That section 246 of the Constitution of the Commonwealth of Kentucky be and it is hereby amended and revised by adding after the word "Governor," being the sixth word in said section, the following words, "Judges of the Court of Appeals, officers of cities of the first class, and superintendents and high school principals of the public schools in cities of the first class," so that said section of the Constitution as amended, shall read:

No public officer except the Governor, Judges of the Court of Appeals, officers of cities of the first class and superintendents and high school principals of the public schools in cities of the first class, shall receive more than five thousand dollars per annum, as compensation for official services, independent of the compensation of legally authorized deputies and assist-

ants, which shall be fixed and provided for by law. The General Assembly shall provide for the enforcement of this section by suitable penalties, one of which shall be forfeiture of office by any person violating its provisions.

Second—This amendment shall be submitted to the voters of the State for their ratification or rejection at the time and in the manner provided for under sections 257 and 258 of the Constitution of Kentucky and under section 1459 of the Edition of the Kentucky Statutes compiled and edited by John D. Carroll, and issued in 1915.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. B. Ardery	L. F. Coomes	Oscar Leibson
T. H. Baker	J. L. Cushing	Leon P. Lewis
L. D. Bax	B. F. Day	Leroy Lewis
W. B. Belknap	E. J. Doss	Martin Light
Homer Beliles	G. L. Drury	W. J. McMurry
C. W. Bennett	G. W. Eller	J. L. Manning
S. A. Blackburn	O. C. Gartin	G. W. Morgan
W. M. Boling	T. H. Golden	J. L. Morgan
J. F. Bosworth	J. W. Howard	Wm. J. Moore
W. J. Brandenburg	R. O. Huntsman	E. D. Morris
Allen B. Cammack	A. J. Jolly	E. E. Palmore
J. G. Campbell	D. C. Jones	G. L. Perryman
R. J. Cain	T. H. King	H. A. Pulliam
Sherman Chasteen	T. J. Knight	J. F. Reed
Sam Cole	John H. Lawson	J. L. Richardson
F. W. Collings	I. T. Layman	J. E. Robbins

Arthur Saunders	W. S. Tinsley	W. S. Wallen
G. W. Shadoan	N. I. Toombs	E. C. Walker
Lee L. Simons	J. Wood Vance	W. D. Watkins
W. M. Simpson	M. E. Vaughan	C. Westerfield
A. W. Stamper	C. D. Vincent	F. E. Wilson

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Those who voted in the negative were—

W. B. Bush	W. R. Haselwood	J. Will McFarlin
Lee Clark	L. J. Jeter	R. D. McMurtry
H. C. Duffy	Hector Johnson	J. W. Martin
Wm. M. Duncan	J. Roy Johnson	E. B. Miller
D. E. Edwards	H. J. Kegley	F. V. Nunnelly
H. M. Fultz	J. T. Linton	J. J. Patterson

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

Mr. Simons moved that the House do now recess until seven-thirty o'clock p. m.

Said motion was agreed to.

And then the House recessed.

NIGHT SESSION

The hour of seven-thirty o'clock p. m. having arrived, the Speaker resumed the chair and called the House to order.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 98. An act to amend section 1746, article 12, chapter 47, Kentucky Statutes, Carroll's Edition, 1915 relating to fees, by adding thereto the language hereinafter set out.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 1746, article 12, chapter 47, volume 1, Carroll's Edition of 1915 relating to fees of Notaries Public be amended by adding thereto at the end of the section as it now stands the following language:

"No fee or compensation shall be allowed or paid for affixing the jurat of a Notary Public to any application, affidavit, certificate or other paper which may be necessary to file in support of any claim for the benefit of Federal legislation for any person or persons or their dependents who at any time have served as a member of the Army, Navy or Marine Corps of the United States of America."

So that, when said section is amended and re-enacted, it will read as follows:

"1746—Fees that May be Charged. The fees of notaries public shall be as follows:

For every attestation, protestation, or taking acknowledgment of any instrument of writing, and certifying the same under seal $0.50.

For recording same in book to be kept for that purpose $0.75.

For each notice of protest $0.25.

For administering an oath and certificate thereof $0.20.

No fee or compensation shall be allowed or paid for affixing the jurat of a Notary Public to any application, affidavit, certificate or other paper which it may be necessary to file in support of any claim for the benefits of Federal legislation for any person or persons on their dependents who at any time

have served as a member of the Army, Navy or Marine Corps of the United States of America.

§ 2. All acts or sections or parts of sections which are in conflict herewith, are hereby repealed to the extent of such conflict.

§ 3. This act shall take effect and be in force from and after its passage and publication according to law."

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	L. F. Coomes	J. Roy Johnson
W. B. Ardery	J. L. Cushing	D. C. Jones
T. H. Baker	B. F. Day	T. H. King
J. H. Baughman	J. R. Dorman	T. J. Knight
L. D. Bax	E. J. Doss	I. T. Layman
W. B. Belknap	G. L. Drury	Leon P. Lewis
Homer Beliles	Wm. M. Duncan	Leroy Lewis
C. W. Bennett	D. E. Edwards	Martin Light
J. E. Bickett	G. W. Eller	J. T. Linton
W. M. Boling	J. O. Evans	J. Will McFarlin
Wm. H. Bornhorst	H. M. Fultz	W. J. McMurry
J. F. Bosworth	O. C. Gartin	R. D. McMurtry
W. B. Bush	T. H. Golden	J. W. Martin
J. G. Campbell	J. E. Hadden	E. B. Miller
R. J. Cain	W. R. Haselwood	Harry Miller
Sherman Chasteen	J. W. Howard	G. W. Morgan
Lee Clark	R. O. Huntsman	J. L. Morgan
Sam Cole	L. J. Jeter	E. D. Morris
F. W. Collings	Hector Johnson	F. V. Nunnelly

E. E. Palmore	Arthur Saunders	J. Wood Vance
J. J. Patterson	G. W. Shadoan	M. E. Vaughan
G. L. Perryman	Lee L. Simons	C. D. Vincent
V. H. Redwine	W. M. Simpson	W. S. Wallen
J. L. Richardson	A. W. Stamper	W. D. Watkins
J. E. Robbins	F. L. Strange	C. Westerfield
C. W. Ryans	N. I. Toombs	

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There voted in the negative—

John H. Lawson

—1

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 97. An act to amend paragraph 21, section 2060A, chapter 63, Kentucky Statutes, volume 1, Carroll's Edition, 1915, relating to State Board of Health, by adding thereto the language hereinafter set out.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That paragraph 21, section 2062-A, chapter 63, Kentucky Statutes, volume 1, Carroll's edition 1915 relating to the duties of the State Registrar of the State Board of Health, be

amended by adding thereto at the end of the section as it now stands the following language:

"And provided, further, that no fee or compensation shall be allowed or paid for furnishing certificates of birth, sickness or death which may be required in support of any claim for compensation, insurance, back pay or other allowances, which have been or may be enacted for the benefit of any person or persons who have at any time served as member of the Army, Navy or Marine Corps of the United States of America."

So that, when said paragraph and section is amended and re-enacted will read as follows:

"21. Duties of State Registrar. That the State Registrar shall, upon request, furnish any applicant a certified copy of the record of any birth, sickness or death registered under provisions of this act, for the making and certification of which he shall be entitled to a fee of fifty cents, to be paid by the applicant. And any such copy of the record of a birth, sickness or death, when properly certified by the State Registrar to be a true copy thereof, shall be prima facie evidence in all courts and places of the facts therein stated. For any search of the files and records when no certificate copy is made, the State Registrar shall be entitled to a fee of fifty cents for each hour or fractional hour of time of search, to be paid by the applicant. And the State Registrar shall keep a true and correct account of all fees by him received under these provisions, and turn the same over to the State Treasurer; Provided, That in cities of the first and second classes, certified copies of any birth or death may be furnished by the local health authorities. The fee for such copy or search of record to be the same as herein provided, and all such fees shall be paid in to the treasurer of said cities. And, provided further, that no fee or compensation shall be allowed or paid for furnishing certificates of birth, sickness or death which may be required in support of any claim for compensation, insurance, back pay or other allowances, which have been or may be enacted for

the benefit of any person or persons who have at any time served as member of the Army, Navy or Marine Corps of the United States of America."

§ 2. All acts or sections or parts of acts or sections which are in conflict herewith are hereby repealed to the extent of such conflict.

§ 3. This act shall take effect and be in force from and after its passage and publication according to law.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Lee Clark	L. J. Jeter
W. B. Ardery	Sam Cole	Hector Johnson
T. H. Baker	L. F. Coomes	J. Roy Johnson
J. H. Baughman	J. L. Cushing	A. J. Jolly
L. D. Bax	B. F. Day	D. C. Jones
W. B. Belknap	J. R. Dorman	T. H. King
Homer Beliles	E. J. Doss	T. J. Knight
C. W. Bennett	G. L. Drury	John H. Lawson
J. E. Bickett	H. C. Duffy	I. T. Layman
S. A. Blackburn	Wm. M. Duncan	Oscar Leibson
W. M. Boling	D. E. Edwards	Leroy Lewis
Wm. H. Bornhorst	J. O. Evans	Martin Light
J. F. Bosworth	H. M. Fultz	J. T. Linton
W. J. Brandenburg	T. H. Golden	W. J. McMurry
W. B. Bush	J. E. Hadden	R. D. McMurtry
Allen B. Cammack	W. R. Haselwood	J. L. Manning
J. G. Campbell	J. W. Howard	J. W. Martin
R. J. Cain	R. O. Huntsman	E. B. Miller

Harry Miller	J. F. Reed	J. Wood Vance
G. W. Morgan	J. E. Robbins	M. E. Vaughan
J. L. Morgan	Arthur Saunders	C. D. Vincent
Wm. J. Moore	Lee L. Simons	W. S. Wallen
F. V. Nunnelly	W. M. Simpson	W. D. Watkins
E. E. Palmore	A. W. Stamper	C. Westerfield
G. L. Perryman	F. L. Strange	F. E. Wilson
H. A. Pulliam	W. S. Tinsley	
V. H. Redwine	N. I. Toombs	

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 404. An act entitled An Act permitting the members of co-operative marketing associations to execute crop mortgages upon their products.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That growers of agricultural products who have signed contracts with Co-operative Marketing Associations, authorized by the Bingham Co-operative Marketing Act, be, and they are hereby, permitted to place crop mortgages upon crops in esse; but said crop mortgages shall not defeat the right of any association organized under the Co-operative Act to take delivery of any crop covered by a marketing contract.

Any grocer executing such a crop mortgage may make an assignment to the mortgagee of the grower's interest in the proceeds of such crop, subject to the provisions of said marketing agreement, which assignment must be accepted by any association organized under said act.

§ 2. In the event of foreclosure, attachment or proceeding in court concerning any crop covered by such marketing agreement and mortgage, it shall be the duty of the court to direct that the crop shall be delivered to and sold by the said marketing association according to the terms of the contract and the proceeds derived therefrom so far as may be necessary to satisfy the judgment in the case shall be paid as directed by the judgment of the court.

§ 3. All laws or parts of laws in conflict herewith are hereby repealed.

§ 4. Whereas, there is a great confusion as to the rights and duties of mortgagors and mortgagees of agricultural products in this Commonwealth when such mortgagors have become members of Co-operative Associations, and whereas, such confusion is conducive to needless litigation, an emergency is hereby declared to exist, and this act shall become effective immediately upon its passage and signature of the Governor.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill

in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. O. Evans	G. W. Morgan
T. H. Baker	H. M. Fultz	J. L. Morgan
L. D. Bax	O. C. Gartin	Wm. J. Moore
W. B. Belknap	T. H. Golden	E. D. Morris
C. W. Bennett	J. E. Hadden	F. V. Nunnelly
J. E. Bickett	W. R. Haselwood	E. E. Palmore
S. A. Blackburn	J. W. Howard	J. J. Patterson
W. M. Boling	R. O. Huntsman	H. A. Pulliam
Wm. H. Bornhorst	L. J. Jeter	J. F. Reed
J. F. Bosworth	Hector Johnson	J. E. Robbins
W. J. Brandenburg	J. Roy Johnson	C. W. Ryans
Allen B. Cammack	A. J. Jolly	G. W. Shadoan
J. G. Campbell	D. C. Jones	Lee L. Simons
R. J. Cain	T. H. King	W. M. Simpson
Sherman Chasteen	T. J. Knight	A. W. Stamper
Lee Clark	I. T. Layman	F. L. Strange
Sam Cole	Oscar Leibson	W. S. Tinsley
F. W. Collings	Leroy Lewis	N. I. Toombs
L. F. Coomes	Martin Light	J. Wood Vance
B. F. Day	J. T. Linton	M. E. Vaughan
J. R. Dorman	J. Will McFarlin	C. D. Vincent
E. J. Doss	W. J. McMurry	W. S. Wallen
G. L. Drury	R. D. McMurtry	E. C. Walker
H. C. Duffy	J. L. Manning	W. D. Watkins
Wm. M. Duncan	J. W. Martin	C. Westerfield
D. E. Edwards	E. B. Miller	F. E. Wilson
G. W. Eller	Harry Miller	

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Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 166. An act to amend section 965, Carroll's Kentucky Statutes, sixth edition, 1922, and changing the time of holding court in the Thirty-first Judicial District, fixing the time therefor, and declaring an emergency.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 965, Carroll's Kentucky Statutes, sixth edition, be and the same is amended with reference to the thirty-first judicial district of Kentucky, and as amended shall read as follows:

FLOYD COUNTY, AT PRESTONSBURG, KENTUCKY.

That a circuit court shall be held in Floyd County, Kentucky, as follows: At Prestonsburg, Ky., beginning on the first Monday in January, and continue twenty-four (24) juridical days; beginning on the first Monday in February and continue twenty-four (24) juridical days; beginning on the first Monday in May and continue twenty-four (24) juridical days; bebinning on the first Monday in September and continue twenty-four (24) juridical days; and beginning on the first Monday in October and continue twenty-four juridical days.

KNOTT COUNTY, AT HINDMAN, KENTUCKY.

That a circuit court shall be held in Knott County, Kentucky, as follows: At Hindman, Ky., beginning on the second Monday in March and continuing eighteen (18) juridical days; beginning on the second Monday in July and continuing eighteen (18) juridical days; and beginning on the second Mon-

day in November and continuing eighteen (18) juridical days.

§ 2. Owing to the congested condition of the docket in said thirty-first judicial district an emergency is hereby declared to exist, and this Act will become effective upon its passage and approval by the Governor.

§ 3. All acts and parts of acts in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	B. F. Day	Leroy Lewis
T. H. Baker	E. J. Doss	Martin Light
L. D. Bax	G. L. Drury	J. T. Linton
W. B. Belknap	Wm. M. Duncan	W. J. McMurry
Homer Beliles	D. E. Edwards	R. D. McMurtry
C. W. Bennett	G. W. Eller	J. L. Manning
J. E. Bickett	H. M. Fultz	J. W. Martin
W. M. Boling	O. C. Gartin	E. B. Miller
Wm. H. Bornhorst	T. H. Golden	G. W. Morgan
J. F. Bosworth	J. E. Hadden	J. L. Morgan
W. J. Brandenburg	J. W. Howard	Wm. J. Moore
Allen B. Cammack	R. O. Huntsman	E. D. Morris
J. G. Campbell	L. J. Jeter	J. J. Patterson
R. J. Cain	Hector Johnson	G. L. Perryman
Sherman Chasteen	J. Roy Johnson	H. A. Pulliam
Lee Clark	A. J. Jolly	V. H. Redwine
Sam Cole	D. C. Jones	J. F. Reed
L. F. Coomes	T. H. King	J. L. Richardson
J. L. Cushing	I. T. Layman	J. E. Robbins

Arthur Saunders	W. S. Tinsley	E. C. Walker
G. W. Shadoan	N. I. Toombs	W. D. Watkins
Lee L. Simons	M. E. Vaughan	C. Westerfield
W. M. Simpson	C. D. Vincent	
A. W. Stamper	W. S. Wallen	

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Those who voted in the negative were—

T. J. Knight J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 167. An act to amend section 965, Carroll's Statutes, 1922 Edition, fixing time for holding courts in Thirty-fifth Judicial District, relating to circuit court, and declaring an emergency.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section 965, Carroll's Statutes, 1922 edition, be and the same is amended with reference to the thirty-fifth (35) judicial district of Kentucky, and as amended shall read as follows:

(1) That a circuit court shall be held in Pike county as

follows: At Pikeville, Ky., beginning on the fourth (4) Monday in February, and continuing for eighteen (18) juridical days; beginning on first Monday in April and continuing for twenty-four (24) juridical days; beginning second Monday in June and continuing eighteen (18) juridical days; beginning second Monday in July and continuing eighteen (18) juridical days; beginning first Monday in October and continuing eighteen (18) juridical days; and beginning second Monday in November and continuing twenty-four (24) juridical days.

(2) That a circuit court shall be held in Letcher county as follows:

At Whitesburg, Ky., third Monday in January and continuing twenty-four (24) juridical days; beginning second Monday in May and continuing twenty-four (24) juridical days; and beginning fourth Monday in August and continuing twenty-four (24) juridical days.

§ 2. Owing to the congested condition of the docket in said thirty-fifth judicial district an emergency is hereby declared, and this act will be effective upon its passage and approval by the Governor.

§ 3. All acts and parts of acts in conflict herewith are hereby repealed.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee T. H. Baker L. D. Bax

W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
L. F. Coomes
J. L. Cushing
B. F. Day
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
G. W. Eller
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
T. H. King
I. T. Layman
Leroy Lewis
Martin Light
J. T. Linton
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
A. W. Stamper
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield

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Those who voted in the negative were—

T. J. Knight J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took

up for consideration from the Orders of the Day a Bill entitled:

S. B. 187. An act to amend subsection 965, Kentucky Statutes, Carroll's Edition, with reference to terms of circuit courts in counties of Gallatin and Owen, in the Fifteenth Judicial District of Kentucky, so that the July term of Gallatin circuit court will be changed to the fourth Monday in June each year and with twelve juridical days, and June term of Owen circuit court be changed to third Monday in July with eighteen juridical days and change the February and October terms of Owen circuit court to begin on the first Tuesdays after the fourth Mondays in February and October.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonmonwealth of Kentucky:

That subsection 15 of section 965, Kentucky Statutes, Carroll's edition applying to the Fifteenth Judicial District of Kentucky be amended by repealing those divisions of said subsection 15, with reference to circuit courts in Gallatin and Owen counties of Kentucky, substituting for the same the following words:

"Gallatin county, at Warsaw, on the third Mondays in March and November and the fourth Monday in June, twelve juridical days each, except November, which is six juridical days."

"Owen county, at Owenton, on the first Tuesdays after the fourth Mondays in February and October and third Monday in July, seventeen juridical days each, except July, which is eighteen juridical days," so that when said subsection is amended it shall read as follows: 15. Fifteenth District.

"Boone county, at Burlington, on the second Mondays in April, August and December, twelve juridical days each.

"Carroll county, at Carrollton, on the fourth Mondays in April, August and November, twelve juridical days each.

"Gallatin county, at Warsaw, on the third Mondays in March, November and fourth Monday in June, twelve juridical days each, except November, which is six juridical days.

"Grant county, at Williamstown, on the first Mondays in February, June and October, eighteen juridical days, except June, which is twelve juridical days.

"Owen county, at Owenton, on the first Tuesdays after the fourth Mondays in February and October and third Monday in July, seventeen juridical days each, except July, which is eighteen juridical days."

There is an emergency existing requiring this amendment so as to relieve the farmers of Owen county from petit and grand jury services in the month of June because it is a great loss to them to be absent from their farms during that month.

This act shall take effect upon its passage and approval of the Governor.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	C. W. Bennett	W. J. Brandenburg
T. H. Baker	J. E. Bickett	Allen B. Cammack
L. D. Bax	W. M. Boling	J. G. Campbell
W. B. Belknap	Wm. H. Bornhorst	R. J. Cain
Homer Beliles	J. F. Bosworth	Sherman Chasteen

Lee Clark	A. J. Jolly	V. H. Redwine
Sam Cole	D. C. Jones	J. F. Reed
L. F. Coomes	T. H. King	J. L. Richardson
J. L. Cushing	I. T. Layman	J. E. Robbins
B. F. Day	Leroy Lewis	Arthur Saunders
E. J. Doss	Martin Light	G. W. Shadoan
G. L. Drury	J. T. Linton	Lee L. Simons
Wm. M. Duncan	W. J. McMurry	W. M. Simpson
D. E. Edwards	R. D. McMurtry	A. W. Stamper
G. W. Eller	J. L. Manning	W. S. Tinsley
H. M. Fultz	J. W. Martin	N. I. Toombs
O. C. Gartin	E. B. Miller	M. E. Vaughan
T. H. Golden	G. W. Morgan	C. D. Vincent
J. E. Hadden	J. L. Morgan	W. S. Wallen
J. W. Howard	Wm. J. Moore	E. C. Walker
R. O. Huntsman	E. D. Morris	W. D. Watkins
L. J. Jeter	J. J. Patterson	C. Westerfield
Hector Johnson	G. L. Perryman	
J. Roy Johnson	H. A. Pulliam	

—70

Those who voted in the negative were—

T. J. Knight	J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 188. An act to regulate the time of holding the terms of the circuit courts in the Fifth Judicial District.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. The times of holding the circuit courts in the Fifth Judicial District shall be and they are hereby fixed as follows:

Henderson County. The terms of the Henderson circuit court shall be held in Henderson beginning on the first Mondays in January, March and May and continue, if the business require, for twenty-four juridical days each, and on the first Mondays in July, September and November and continue, if the business require, for twelve juridical days each.

Union County. The terms of the Union circuit court shall be held in Morganfield beginning on the first Mondays in February, April, June and October and on the third Mondays in July and November and continue twelve juridical days each.

Webster County. The terms of the Webster circuit court shall be held in Dixon beginning on the third Mondays in February, April, June and September, and October and on the first Monday in December and continue twelve juridical days each.

§ 2. All laws and parts of laws in conflict herewith are hereby repealed, in so far as they conflict.

The holding of six terms of court in each of the three counties of the Fifth Judicial District will slightly increase the cost of those courts to the state and to the litigants; the principal cost to the state being the cost summoning six petit juries instead of three and the principal cost to the litigants being the cost of continuing a case six times instead of three per year and this applies only in cases the trial of which is delayed. Where cases are promptly prepared and tried, there will be no additional cost and the additional terms will guarantee more expeditious trials.

One of the great advantages to be gained is to the sheriffs and the resulting advantage to the expeditious preparation

and trial of cases, civil and criminal. At the criminal terms the sheriff will have little to do except to wait upon the grand jury; the criminal cases for this term will be set by the clerk and the subpoenas issued long enough before the beginning of court for the sheriff to have served them before court. By this arrangement, it will be necessary to set the cases for trial the civil terms at the preceding term—or at least to set at the preceding terms the cases for trial during the first week of the civil terms; this will enable the sheriff to have all the witnesses summoned before the beginning of the term and he will have to summon during term only those witnesses in the cases set for the second week of the term. At the civil terms he will not have to wait upon a grand jury and his whole time can be given to witnesses in civil cases.

This plan distributes the work of the sheriff so that at no time will he be crowded with work.

It should be kept in mind that at the criminal terms civil cases can be prepared for trial—motions disposed of and pleadings made up—and even tried where time allows; the criminal term is exactly the same as our present terms—that is, both criminal and civil cases can be handled, whereas, at the civil terms nothing but civil business can be transacted. Section 964a-2 of the statutes provides that grand juries shall be summoned and criminal and penal causes heard at but three terms in each year in any county, to be fixed by order of court, unless in an emergency, the court may otherwise direct.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. W. Eller	Wm. J. Moore
T. H. Baker	H. M. Fultz	E. D. Morris
L. D. Bax	O. C. Gartin	J. J. Patterson
W. B. Belknap	T. H. Golden	G. L. Perryman
Homer Beliles	J. E. Hadden	H. A. Pulliam
C. W. Bennett	J. W. Howard	V. H. Redwine
J. E. Bickett	R. O. Huntsman	J. F. Reed
W. M. Boling	L. J. Jeter	J. L. Richardson
Wm. H. Bornhorst	Hector Johnson	J. E. Robbins
J. F. Bosworth	J. Roy Johnson	Arthur Saunders
W. J. Brandenburg	A. J. Jolly	G. W. Shadoan
Allen B. Cammack	D. C. Jones	Lee L. Simons
J. G. Campbell	T. H. King	W. M. Simpson
R. J. Cain	I. T. Layman	A. W. Stamper
Sherman Chasteen	Leroy Lewis	W. S. Tinsley
Lee Clark	Martin Light	N. I. Toombs
Sam Cole	J. T. Linton	M. E. Vaughan
L. F. Coomes	W. J. McMurry	C. D. Vincent
J. L. Cushing	R. D. McMurtry	W. S. Wallen
B. F. Day	J. L. Manning	E. C. Walker
E. J. Doss	J. W. Martin	W. D. Watkins
G. L. Drury	E. B. Miller	C. Westerfield
Wm. M. Duncan	G. W. Morgan	
D. E. Edwards	J. L. Morgan	

—70

Those who voted in the negative were—

T. J. Knight	J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took

up for consideration from the Orders of the Day a Bill entitled:

S. B. 286. An act to amend section 965, Kentucky Statutes, relating to the time for holding the terms of circuit courts in the Twenty-first Judicial District, composed of the counties of Bath, Menifee, Montgomery and Rowan.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That section nine hundred and sixty-five of the Kentucky Statutes, insofar as it relates to the twenty-first circuit court district be, and the same is hereby amended by striking from said section all that part which relates to the time of holding courts in the twenty-first circuit court district, and inserting in lieu thereof the following:

TWENTY-FIRST DISTRICT.

Bath county, at Owingsville, on the second Monday in February, eighteen juridical days; first Monday in May, twelve juridical days; third Monday in October, twelve juridical days.

Menifee county, at Frenchburg, fourth Monday in March, eighteen juridical days; first Monday in June, twelve juridical days; third Monday in September, twelve juridical days.

Montgomery county, at Mt. Sterling, third Monday in January, eighteen juridical days; third Monday in May, twelve juridical days; first Monday in November, thirty juridical days.

Rowan county, at Morehead, first Monday in March, eighteen juridical days; third Monday in June, twelve juridical days; first Monday in October, twelve juridical days.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
T. H. Baker
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
L. F. Coomes
J. L. Cushing
B. F. Day
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
G. W. Eller
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
J. W. Howard
R. O. Huntsman
L. J. Jeter
Hector Johnson
J. Roy Johnson
A. J. Jolly
D. C. Jones
T. H. King
I. T. Layman
Leroy Lewis
Martin Light
J. T. Linton
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
E. B. Miller
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
J. J. Patterson
G. L. Perryman
H. A. Pulliam
V. H. Redwine
J. F. Reed
J. L. Richardson
J. E. Robbins
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
A. W. Stamper
W. S. Tinsley
N. I. Toombs
M. E. Vaughan
C. D. Vincent
W. S. Wallen
E. C. Walker
W. D. Watkins
C. Westerfield

—70

Those who voted in the negative were—

T. J. Knight J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 322. An act to change the court Calendar of Harlan County and to amend section 965, Kentucky Statutes.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That so much of section 965 of Carroll's Kentucky Statutes of 1922 as relates to the 26th circuit court district be, and the same is hereby amended by striking out the whole of following portion of said section 965, to-wit:

"Grand juries shall be summoned and criminal and penal cases shall be heard only at the terms of court held in Harlan county at Harlan at the terms beginning on the third Monday in March, third Monday in August and Fourth Monday in November, unless in cases of emergency the court may otherwise direct," so that said portion of section 965 as amended shall read as follows:

"Grand juries shall be summoned and criminal and penal cases shall be heard only at the terms of court held in Harlan

county at Harlan at the terms beginning on the first Monday in February, first Monday in May and first Monday in October. In cases of emergency the court may otherwise direct."

This act shall take effect on the 1st day of July, 1924.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	E. B. Miller
L. D. Bax	G. W. Eller	G. W. Morgan
W. B. Belknap	H. M. Fultz	J. L. Morgan
Homer Beliles	O. C. Gartin	Wm. J. Moore
C. W. Bennett	T. H. Golden	E. D. Morris
J. E. Bickett	J. E. Hadden	J. J. Patterson
W. M. Boling	J. W. Howard	G. L. Perryman
Wm. H. Bornhorst	R. O. Huntsman	H. A. Pulliam
J. F. Bosworth	L. J. Jeter	V. H. Redwine
W. J. Brandenburg	J. Roy Johnson	J. F. Reed
Allen B. Cammack	Hector Johnson	J. L. Richardson
J. G. Campbell	A. J. Jolly	J. E. Robbins
R. J. Cain	D. C. Jones	Arthur Saunders
Sherman Chasteen	T. H. King	G. W. Shadoan
Lee Clark	I. T. Layman	Lee L. Simons
Sam Cole	Leroy Lewis	W. M. Simpson
L. F. Coomes	Martin Light	A. W. Stamper
J. L. Cushing	J. T. Linton	W. S. Tinsley
B. F. Day	W. J. McMurry	N. I. Toombs
E. J. Doss	R. D. McMurtry	M. E. Vaughan
G. L. Drury	J. L. Manning	C. D. Vincent

W. S. Wallen W. D. Watkins
E. C. Walker C. Westerfield
—70

Those who voted in the negative were—

T. J. Knight J. Will McFarlin
—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 333. An act to change the date of holding the three terms of the circuit court in Butler County, Kentucky, being part of the Eighth Judicial District.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 965 of Kentucky Statutes, Carroll's edition 1922, and that part thereof pertaining to the time of holding the terms of the circuit courts in Butler county, which reads as follows: "Butler county, at Morgantown, the first Monday in February, twelve juridical days; first Monday in May, twelve juridical days; first Monday in October, twelve juridical days," be amended by striking out the words "first Monday in February" and inserting there instead "third Monday

in August," and striking out the word "October" and inserting there instead the word "December," so that same will read when so amended:

"Butler county, at Morgantown, the first Monday in May, twelve juridical days; the third Monday in August, twelve juridical days; the first Monday in December, twelve juridical days."

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	B. F. Day	Leroy Lewis
T. H. Baker	E. J. Doss	Martin Light
L. D. Bax	G. L. Drury	J. T. Linton
W. B. Belknap	Wm. M. Duncan	W. J. McMurry
Homer Beliles	D. E. Edwards	R. D. McMurtry
C. W. Bennett	G. W. Eller	J. L. Manning
J. E. Bickett	H. M. Fultz	J. W. Martin
W. M. Boling	O. C. Gartin	E. B. Miller
Wm. H. Bornhorst	T. H. Golden	J. L. Morgan
J. F. Bosworth	J. E. Hadden	G. W. Morgan
W. J. Brandenburg	J. W. Howard	Wm. J. Moore
Allen B. Cammack	R. O. Huntsman	E. D. Morris
J. G. Campbell	L. J. Jeter	J. J. Patterson
R. J. Cain	Hector Johnson	G. L. Perryman
Sherman Chasteen	J. Roy Johnson	H. A. Pulliam
Lee Clark	A. J. Jolly	V. H. Redwine
Sam Cole	D. C. Jones	J. F. Reed
L. F. Coomes	T. H. King	J. L. Richardson
J. L. Cushing	I. T. Layman	J. E. Robbins

Arthur Saunders	W. S. Tinsley	E. C. Walker
G. W. Shadoan	N. I. Toombs	W. D. Watkins
Lee L. Simons	M. E. Vaughan	C. Westerfield
W. M. Simpson	C. D. Vincent	
A. W. Stamper	W. S. Wallen	

—70

Those who voted in the negative were--

T. J. Knight	J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 267. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as project — extending from Crab Orchard to Berea.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That chapter 17 of the Acts of the General Assembly of Kentucky of 1920 be amended by adding to and inserting just after the last named project No. —, on page 92 thereof, the following:

"Project No. —, from Crab Orchard, the most direct and feasible route to Berea."

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
J. R. Dorman
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
Hector Johnson
J. Roy Johnson
A. J. Jolly
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Leon P. Lewis
Leroy Lewis
Martin Light
J. T. Linton
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. E. Robbins
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
A. W. Stamper
H. Q. Thompson
W. S. Tinsley
N. I. Toombs

J. Wood Vance C. D. Vincent W. D. Watkins
M. E. Vaughan W. S. Wallen F. E. Wilson
—78

Those who voted in the negative were—

H. C. Duffy J. Will McFarlin
—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 441. An act establishing and making the road leading from Wisdom, Metcalfe County, Kentucky, by the way of Hiseville to Jefferson School House in Barren County, Kentucky, a part of the Primary System of State Highways of the Commonwealth of Kentucky and designating said road as Project —.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Wisdom, Metcalfe county, Kentucky, on project No. 1, by the way of Hiseville to Jefferson School House, Barren county, Kentucky, on project No. 3, be and the same is hereby established as a part of the Primary System of State Highways of the Commonwealth

of Kentucky, and the construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions set out and provided for in chapter 17, Acts 1920, establishing and creating a primary system of State highways.

§ 2. Said road shall be designated as project No. —.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Sam Cole	A. J. Jolly
W. B. Ardery	F. W. Collings	H. J. Kegley
T. H. Baker	L. F. Coomes	T. H. King
J. H. Baughman	J. L. Cushing	T. J. Knight
L. D. Bax	J. R. Dorman	John H. Lawson
W. B. Belknap	E. J. Doss	I. T. Layman
Homer Beliles	G. L. Drury	Oscar Leibson
C. W. Bennett	Wm. M. Duncan	Leon P. Lewis
J. E. Bickett	D. E. Edwards	Martin Light
S. A. Blackburn	G. W. Eller	J. T. Linton
W. M. Boling	J. O. Evans	W. J. McMurry
Wm. H. Bornhorst	H. M. Fultz	R. D. McMurtry
J. F. Bosworth	O. C. Gartin	J. L. Manning
W. J. Brandenburg	T. H. Golden	J. W. Martin
W. B. Bush	J. E. Hadden	G. W. Morgan
Allen B. Cammack	W. R. Haselwood	J. L. Morgan
J. G. Campbell	J. W. Howard	Wm. J. Moore
R. J. Cain	R. O. Huntsman	E. D. Morris
Sherman Chasteen	Hector Johnson	F. V. Nunnelly
Lee Clark	J. Roy Johnson	E. E. Palmore

J. J. Patterson	Lee L. Simons	J. Wood Vance
G. L. Perryman	W. M. Simpson	M. E. Vaughan
V. H. Redwine	A. W. Stamper	C. D. Vincent
J. E. Robbins	H. Q. Thompson	W. S. Wallen
Arthur Saunders	W. S. Tinsley	W. D. Watkins
G. W. Shadoan	N. I. Toombs	F. E. Wilson

—78

Those who voted in the negative were—

H. C. Duffy J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 478. An act to amend and re-enact section 9, chapter 17 of the Acts of 1920, creating the department of State Roads and Highways, and adding Jamestown as a center of construction.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 9, chapter 17 of the Acts of 1920, creating the Department of State Roads and Highways be amended and re-enacted by inserting the word Jamestown after the

word Hopkinsville as a center of road construction so that said section when amended and re-enacted shall read as follows:

The following cities and towns in the State are hereby declared centers of construction so that said section when amended and re-enacted shall read as follows:

Ashland, Bardstown, Beattyville, Bowling Green, Danville, Fenton, Covington, Clinton, Cynthiana, Lancaster, Frankfort, Glasgow, Harlan, Hazard, Guthrie, Hopkinsville, Jamestown, Lexington, London, Louisville, Madisonville, Maysville, Morehead, Owensboro, Pikeville, Pineville, Paducah, Leitchfield, Elizabethtown, Richmond, Irvine, Russellville, Somerset, Vanceburg, West Liberty, Williamstown, Marion, Henderson, Eddyville, Campbellsburg, Middlesboro, Winchester, Falmouth, Central City, Newport, Albany, Greenup, Mt. Sterling, Greensburg, Mayfield, Fulton and Bardwell.

The State Highway Commission shall begin the construction of the system of State highways from these cities and towns as nearly simultaneously as possible, and shall prosecute the work on any or all projects radiating out from these centers as rapidly as finances are available for that purpose, due regard being given to the maintenance of roads built in preceding years under State aid or otherwise which have been incorporated in this system of State highways or which have been constructed under this act.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill

in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

—78

Those who voted in the negative were—

H. C. Duffy	J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 476. An act to create and defining road Project 7½ as a part of the primary system of State highways in this Commonwealth.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there is hereby created road project No. 7½ as a part of the primary system of State highways of this Commonwealth and which shall be a State highway running from Bardwell, Carlisle county, Kentucky, to Burkley in the same county and from thence to Columbus, Hickman county, Kentucky, to connect up with an inter-state county seat road running from Charleston, Missouri, to a point across the Mississippi River opposite Columbus.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill

in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

—78

There voted in the negative—

H. C. Duffy	J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was

passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 473. An act establishing and creating as a part of the primary road system Acts of 1920, chapter 17, the road leading from Jamestown, Russell County, to Monticello, Wayne County, via Horseshoe Bottom and Parnell, designating said road as Project —.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That there is hereby established and created as a part of the primary system of State highways of the Commonwealth of Kentucky, a road leading from Jamestown, Russell county, to Monticello, Wayne county, via Horseshoe Bottom and Parnell.

The construction, maintenance, supervision and control of said road shall be subject to the terms and conditions set out and provided for in chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky of 1920, establishing and creating a primary system of State highways.

§ 2. Said road shall be designated and known as project No. —.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

—78

Those who voted in the negative were—

H. C. Duffy J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 472. An act to amend and re-enact section 9, chapter 17, of the Acts of 1920, relating to roads and highways by adding to said section the town of Williamsburg as a construction center.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section 9, chapter 17 of the Acts of 1920, relating to roads and highways, be and the same is hereby amended by adding to said section the word Williamsburg after the word Bardwell, so that said section when amended and re-enacted shall read as follows:

The following cities and towns are hereby declared centers of construction in the Primary System of State Highways heretofore laid out and designated, viz.: Ashland, Bardstown, Beattyville, Bowling Green, Danville, Fenton, Covington, Clinton, Cynthiana, Lancaster, Frankfort, Glasgow, Harlan, Hazard, Guthrie, Hopkinsville, Lexington, London, Louisville, Madisonville, Maysville, Morehead, Owensboro, Pikeville, Paducah, Leitchfield, Elizabethtown, Richmond, Irvine, Russellville, Somerset, Vanceburg, West Liberty, Williamstown, Marion, Henderson, Eddyville, Campbellsville, Middlesboro, Winchester, Falmouth, Central City, Newport, Albany, Greenup, Mt. Sterling, Greensburg, Mayfield, Fulton, Bardwell and Williamsburg.

The State Highway Commission shall begin the construction of the system of State highways from these cities and towns as nearly simultaneously as possible and shall prosecute the work on any and all projects radiating out from these centers as rapidly being given to the maintenance of roads built in preceding years under said aid or otherwise which have been incorporated in this system of state highways or which have been constructed under this act.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Sherman Chasteen	J. W. Howard
W. B. Ardery	Lee Clark	R. O. Huntsman
T. H. Baker	Sam Cole	Hector Johnson
J. H. Baughman	F. W. Collings	J. Roy Johnson
L. D. Bax	L. F. Coomes	A. J. Jolly
W. B. Belknap	J. L. Cushing	H. J. Kegley
Homer Beliles	J. R. Dorman	T. H. King
C. W. Bennett	E. J. Doss	T. J. Knight
J. E. Bickett	G. L. Drury	John H. Lawson
S. A. Blackburn	Wm. M. Duncan	I. T. Layman
W. M. Boling	D. E. Edwards	Oscar Leibson
Wm. H. Bornhorst	G. W. Eller	Leon P. Lewis
J. F. Bosworth	J. O. Evans	Martin Light
W. J. Brandenburg	H. M. Fultz	J. T. Linton
W. B. Bush	O. C. Gartin	W. J. McMurry
Allen B. Cammack	T. H. Golden	R. D. McMurtry
J. G. Campbell	J. E. Hadden	J. L. Manning
R. J. Cain	W. R. Haselwood	J. W. Martin

G. W. Morgan	V. H. Redwine	W. S. Tinsley
J. L. Morgan	J. E. Robbins	N. I. Toombs
Wm. J. Moore	Arthur Saunders	J. Wood Vance
E. D. Morris	G. W. Shadoan	M. E. Vaughan
F. V. Nunnelly	Lee L. Simons	C. D. Vincent
E. E. Palmore	W. M. Simpson	W. S. Wallen
J. J. Patterson	A. W. Stamper	W. D. Watkins
G. L. Perryman	H. Q. Thompson	F. E. Wilson

—78

Those who voted in the negative were—

H. C. Duffy J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 471. An act to establish as a part of the Primary System of State Highways, the road leading from Munfordville, in Hart County, to Hodgenville, in Larue County, via Hammonsville, Tanner and Mather Mill, and designating same as Project 11½.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That the road leading from Munfordsville, in Hart county, to Hodgenville, in Larue county, via Hammonsville,

Tanner and Mather Mill, be established as a part of the Primary System of State Highways and that same be designated as project No. 11½.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
J. R. Dorman
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
Hector Johnson
J. Roy Johnson
A. J. Jolly
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Martin Light
J. T. Linton
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. E. Robbins
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
A. W. Stamper
H. Q. Thompson
W. S. Tinsley
N. I. Toombs

J. Wood Vance C. D. Vincent W. D. Watkins
M. E. Vaughan W. S. Wallen F. E. Wilson
—78

Those who voted in the negative were—

H. C. Duffy J. Will McFarlin
—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 470. An act relating to roads, bridges and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there now be and is established as a part of the primary system of roads and highways in the Commonwealth of Kentucky the following route, to-wit, same to be known as project No. —.

From Morgantown, in Butler county, to Leitchfield, in Grayson county, vit Aberdeen, Flenerville, Welcome, Welches Creek, Caneyville, thence to Leitchfield.

Said project as thus established to be a part of and en-

titled to all the privileges, benefits and conditions now given by any act or law.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution yere as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
J. R. Dorman
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
Hector Johnson
J. Roy Johnson
A. J. Jolly
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Martin Light
J. T. Linton
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. E. Robbins
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
A. W. Stamper

H. Q. Thompson	J. Wood Vance	W. S. Wallen
W. S. Tinsley	M. E. Vaughan	W. D. Watkins
N. I. Toombs	C. D. Vincent	F. E. Wilson

—78

Those who voted in the negative were—

H. C. Duffy	J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 464. An act relating to roads and bridges and establishing a new project to be a part of the State Primary System of roads from Marion to Benton, via Eddyville.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

There is hereby established the following road project to a part of the primary system of the State highways by this Commonwealth as defined in chapter 17 of the Acts of the General Assembly of 1920, as follows:

From Marion, Crittenden county, to Benton, Marshall county, beginning at Fredonia in Caldwell county on project

No. 10, thence to Eddyville to Kuttawa on project No. 10 in Lyon county, thence to Benton, via Birmingham.

This project will be a route between north Ohio river and southern route via Hopkinsville.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	F. W. Collings	T. H. King
W. B. Ardery	L. F. Coomes	T. J. Knight
T. H. Baker	J. L. Cushing	John H. Lawson
J. H. Baughman	J. R. Dorman	I. T. Layman
L. D. Bax	E. J. Doss	Oscar Leibson
W. B. Belknap	G. L. Drury	Leon P. Lewis
Homer Beliles	Wm. M. Duncan	Martin Light
C. W. Bennett	D. E. Edwards	J. T. Linton
J. E. Bickett	G. W. Eller	W. J. McMurry
S. A. Blackburn	J. O. Evans	R. D. McMurtry
W. M. Boling	H. M. Fultz	J. L. Manning
Wm. H. Bornhorst	O. C. Gartin	J. W. Martin
J. F. Bosworth	T. H. Golden	G. W. Morgan
W. J. Brandenburg	J. E. Hadden	J. L. Morgan
W. B. Bush	W. R. Haselwood	Wm. J. Moore
Allen B. Cammack	J. W. Howard	E. D. Morris
J. G. Campbell	R. O. Huntsman	F. V. Nunnelly
R. J. Cain	Hector Johnson	E. E. Palmore
Sherman Chasteen	J. Roy Johnson	J. J. Patterson
Lee Clark	A. J. Jolly	G. L. Perryman
Sam Cole	H. J. Kegley	V. H. Redwine

J. E. Robbins	A. W. Stamper	M. E. Vaughan
Arthur Saunders	H. Q. Thompson	C. D. Vincent
G. W. Shadoan	W. S. Tinsley	W. S. Wallen
Lee L. Simons	N. I. Toombs	W. D. Watkins
W. M. Simpson	J. Wood Vance	F. E. Wilson

—78

Those who voted in the negative were—

H. C. Duffy J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 463. An act relating to roads and bridges and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as Project — extending from Olive Hill by way of Gimlet and Ibex to Green, Kentucky.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That chapter 17 of the Acts of the General Assembly of Kentucky of 1920 be amended by adding to, and inserting just after the last named project No. —, on page 92 thereof, the following:

"Project No. —, beginning at Olive Hill in project No. 47, and thence by way of Gimlet and Ibex, intersecting pro-

ject No. 28 at Green, Ky. Said project to be known as Green Highway."

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

—78

Those who voted in the negative were—

H. C. Duffy J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 462. An act to make the road from Mayfield to Benton by way of Symsonia a part of the Primary System of State Highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That the public road leading from Mayfield, Kentucky, by way of Symsonia to Benton, Kentucky, be made a part of the state system of highways, the same to be constructed and maintained by the highway commission as provided by law for the maintenance of the State primary system of highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill

in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

—78

Those who voted in the negative were—

H. C. Duffy	J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 461. An act to amend project 11 of section 5 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges and providing for the establishment and designation of a primary system of State Highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. Amend project No. 11 of section 5 of chapter 17 of the Acts of the General Assembly of 1920, by inserting in project No. 11 between the words "Morgantown" and "Bowling Green" the word "Hadley," so that when said section is so amended, the same shall read as follows:

Section 5. A primary system of State highways is hereby established which will give to each county in the State at least one main thoroughfare and the roads thus established as a system of primary roads shall be as follows:

Project No. 11. From Owensboro to Tiptop, via Hartford, Pleasant Ridge, Morgantown, Hadley, Bowling Green, Cave City, Bear Wallow, Munfordsville and Elizabethtown.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill

in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy	J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was

passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 460. An act to make the road from Mayfield to Wickliffe, by way of Lowes, a part of the Primary System of State Highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That the public road leading from Mayfield, Kentucky, by way of Lowes to Wickliffe, Kentucky, be made a part of the State System of Highways, the same to be constructed and maintained by the highway commission as provided by law for the maintenance of the State Primary System of Highways.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee W. B. Ardery T. H. Baker

J. H. Baughman	D. E. Edwards	J. W. Martin
L. D. Bax	G. W. Eller	G. W. Morgan
W. B. Belknap	J. O. Evans	J. L. Morgan
Homer Beliles	H. M. Fultz	Wm. J. Moore
C. W. Bennett	O. C. Gartin	E. D. Morris
J. E. Bickett	T. H. Golden	F. V. Nunnelly
S. A. Blackburn	J. E. Hadden	E. E. Palmore
W. M. Boling	W. R. Haselwood	J. J. Patterson
Wm. H. Bornhorst	J. W. Howard	G. L. Perryman
J. F. Bosworth	R. O. Huntsman	V. H. Redwine
W. J. Brandenburg	Hector Johnson	J. E. Robbins
W. B. Bush	J. Roy Johnson	Arthur Saunders
Allen B. Cammack	A. J. Jolly	G. W. Shadoan
J. G. Campbell	H. J. Kegley	Lee L. Simons
R. J. Cain	T. H. King	W. M. Simpson
Sherman Chasteen	T. J. Knight	A. W. Stamper
Lee Clark	John H. Lawson	H. Q. Thompson
Sam Cole	I. T. Layman	W. S. Tinsley
F. W. Collings	Oscar Leibson	N. I. Toombs
L. F. Coomes	Leon P. Lewis	J. Wood Vance
J. L. Cushing	Martin Light	M. E. Vaughan
J. R. Dorman	J. T. Linton	C. D. Vincent
E. J. Doss	W. J. McMurry	W. S. Wallen
G. L. Drury	R. D. McMurtry	W. D. Watkins
Wm. M. Duncan	J. L. Manning	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy	J. Will McFarlin

—2

Resolved that the title thereof be as aforesaid—

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took

up for consideration from the Orders of the Day a Bill entitled:

S. B. 459. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of Kentucky of 1920, by adding thereto, as Project — extending from Greensburg to Burkesville, via Milltown and Gradyville.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That chapter 17 of the Acts of the General Assembly of Kentucky of 1920, be amended by adding to and inserting the following project No. —, extending from Greensburg to Burksville, via Milltown and Gradyville.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. E. Bickett	J. G. Campbell
W. B. Ardery	S. A. Blackburn	R. J. Cain
T. H. Baker	W. M. Boling	Sherman Chasteen
J. H. Baughman	Wm. H. Bornhorst	Lee Clark
L. D. Bax	J. F. Bosworth	Sam Cole
W. B. Belknap	W. J. Brandenburg	F. W. Collings
Homer Beliles	W. B. Bush	L. F. Coomes
C. W. Bennett	Allen B. Cammack	J. L. Cushing

J. R. Dorman	T. H. King	J. J. Patterson
E. J. Doss	T. J. Knight	G. L. Perryman
G. L. Drury	John H. Lawson	V. H. Redwine
Wm. M. Duncan	I. T. Layman	J. E. Robbins
D. E. Edwards	Oscar Leibson	Arthur Saunders
G. W. Eller	Leon P. Lewis	G. W. Shadoan
J. O. Evans	Martin Light	Lee L. Simons
H. M. Fultz	J. T. Linton	W. M. Simpson
O. C. Gartin	W. J. McMurry	A. W. Stamper
T. H. Golden	R. D. McMurtry	H. Q. Thompson
J. E. Hadden	J. L. Manning	W. S. Tinsley
W. R. Haselwood	J. W. Martin	N. I. Toombs
J. W. Howard	G. W. Morgan	J. Wood Vance
R. O. Huntsman	J. L. Morgan	M. E. Vaughan
Hector Johnson	Wm. J. Moore	C. D. Vincent
J. Roy Johnson	E. D. Morris	W. S. Wallen
A. J. Jolly	F. V. Nunnelly	W. D. Watkins
H. J. Kegley	E. E. Palmore	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 457. An act to add to Project 24 in Pulaski County and including the State Primary System of Roads, the route

from Somerset to Corbin in Whitley county by way of Mt. Victory.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 7. That there is hereby added to the State Primary System of Roads the route from Somerset in Pulaski county to Corbin, in Whitley county by way of Mt. Victory, the same to be known as project No. 24½.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	W. B. Bush	D. E. Edwards
W. B. Ardery	Allen B. Cammack	G. W. Eller
T. H. Baker	J. G. Campbell	J. O. Evans
J. H. Baughman	R. J. Cain	H. M. Fultz
L. D. Bax	Sherman Chasteen	O. C. Gartin
W. B. Belknap	Lee Clark	T. H. Golden
Homer Beliles	Sam Cole	J. E. Hadden
C. W. Bennett	F. W. Collings	W. R. Haselwood
J. E. Bickett	L. F. Coomes	J. W. Howard
S. A. Blackburn	J. L. Cushing	R. O. Huntsman
W. M. Boling	J. R. Dorman	Hector Johnson
Wm. H. Bornhorst	E. J. Doss	J. Roy Johnson
J. F. Bosworth	G. L. Drury	A. J. Jolly
W. J. Brandenburg	Wm. M. Duncan	H. J. Kegley

T. H. King	G. W. Morgan	Lee L. Simons
T. J. Knight	J. L. Morgan	W. M. Simpson
John H. Lawson	Wm. J. Moore	A. W. Stamper
I. T. Layman	E. D. Morris	H. Q. Thompson
Oscar Leibson	F. V. Nunnelly	W. S. Tinsley
Leon P. Lewis	E. E. Palmore	N. I. Toombs
Martin Light	J. J. Patterson	J. Wood Vance
J. T. Linton	G. L. Perryman	M. E. Vaughan
W. J. McMurry	V. H. Redwine	C. D. Vincent
R. D. McMurtry	J. E. Robbins	W. S. Wallen
J. L. Manning	Arthur Saunders	W. D. Watkins
J. W. Martin	G. W. Shadoan	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 456. An act relating to roads and bridges and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto as Project — extending from Owensboro to South Carrollton.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That chapter 17 of the Acts of the General Assembly of Kentucky of 1920 be amended by adding to and inserting just after the last named project No. —, on page — thereof, the following:

Project No. —, beginning at Owensboro, thence via Livermore and Island, and intersecting project No. 45 at South Carrollton, being a connection between the Ohio river road and the central highway.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Sherman Chasteen	J. W. Howard
W. B. Ardery	Lee Clark	R. O. Huntsman
T. H. Baker	Sam Cole	Hector Johnson
J. H. Baughman	F. W. Collings	J. Roy Johnson
L. D. Bax	L. F. Coomes	A. J. Jolly
W. B. Belknap	J. L. Cushing	H. J. Kegley
Homer Beliles	J. R. Dorman	T. H. King
C. W. Bennett	E. J. Doss	T. J. Knight
J. E. Bickett	G. L. Drury	John H. Lawson
S. A. Blackburn	Wm. M. Duncan	I. T. Layman
W. M. Boling	D. E. Edwards	Oscar Leibson
Wm. H. Bornhorst	G. W. Eller	Leon P. Lewis
J. F. Bosworth	J. O. Evans	Martin Light
W. J. Brandenburg	H. M. Fultz	J. T. Linton
W. B. Bush	O. C. Gartin	W. J. McMurry
Allen B. Cammack	T. H. Golden	R. D. McMurtry
J. G. Campbell	J. E. Hadden	J. L. Manning
R. J. Cain	W. R. Haselwood	J. W. Martin

G. W. Morgan	V. H. Redwine	W. S. Tinsley
J. L. Morgan	J. E. Robbins	N. I. Toombs
Wm. J. Moore	Arthur Saunders	J. Wood Vance
E. D. Morris	G. W. Shadoan	M. E. Vaughan
F. V. Nunnelly	Lee L. Simons	C. D. Vincent
E. E. Palmore	W. M. Simpson	W. S. Wallen
J. J. Patterson	A. W. Stamper	W. D. Watkins
G. L. Perryman	H. Q. Thompson	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy	J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 451. An act establishing and making the road leading from Williamstown, via the Bracht Station, Piner, Atwood, Kenton Station, Ripple Creek, John Hill to Newport, Kentucky, a part of the Primary System of State Highways of the Commonwealth of Kentucky and designating said road as Project —.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road leading from Williamstown in Grant county, Kentucky, via the Lexington pike or Dixie Highway in a northern direction to a point in Kenton county where the Bracht Station and Piner Road intersect with Dixie Highway on State project No. 5; thence via the Bracht Station, Piner Road to Piner in Kenton county to a point where said road intersects with State project No. 62; thence with he Independence Pike north to a point where the Moffett-Morning View Road intersects with State project No. 62; thence via the Moffet-Morning View Road to Kenton Station; thence crossing the Licking River to the Baker Trapp Road and via the Baker Trapp Road to Pond Creek Road; thence via the Pond Creek Road to the Licking Pike; thence via the Licking Pike to Newport, Kentucky, Campbell county, be and the same is hereby established as a part of the primary system of State Highways of the Commonwealth of Kentucky, and the construction, maintenance, supervision and control of said road shall be subject to all of the terms and conditions set out and provided for in chapter 17, of the Acts of 1920, establishing and creating a primary system of State roads.

§ 2. Said road shall be designated as project No. —.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	T. H. Baker	L. D. Bax
W. B. Ardery	J. H. Baughman	W. B. Belknap

Homer Beliles	J. O. Evans	G. W. Morgan
C. W. Bennett	H. M. Fultz	J. L. Morgan
J. E. Bickett	O. C. Gartin	Wm. J. Moore
S. A. Blackburn	T. H. Golden	E. D. Morris
W. M. Boling	J. E. Hadden	F. V. Nunnelly
Wm. H. Bornhorst	W. R. Haselwood	E. E. Palmore
J. F. Bosworth	J. W. Howard	J. J. Patterson
W. J. Brandenburg	R. O. Huntsman	G. L. Perryman
W. B. Bush	Hector Johnson	V. H. Redwine
Allen B. Cammack	J. Roy Johnson	J. E. Robbins
J. G. Campbell	A. J. Jolly	Arthur Saunders
R. J. Cain	H. J. Kegley	G. W. Shadoan
Sherman Chasteen	T. H. King	Lee L. Simons
Lee Clark	T. J. Knight	W. M. Simpson
Sam Cole	John H. Lawson	A. W. Stamper
F. W. Collings	I. T. Layman	H. Q. Thompson
L. F. Coomes	Oscar Leibson	W. S. Tinsley
J. L. Cushing	Leon P. Lewis	N. I. Toombs
J. R. Dorman	Martin Light	J. Wood Vance
E. J. Doss	J. T. Linton	M. E. Vaughan
G. L. Drury	W. J. McMurry	C. D. Vincent
Wm. M. Duncan	R. D. McMurtry	W. S. Wallen
D. E. Edwards	J. L. Manning	W. D. Watkins
G. W. Eller	J. W. Martin	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy	J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took

up for consideration from the Orders of the Day a Bill entitled:

S. B. 442. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of 1920, and by adding thereto, as Project — extending from Smithland, county seat of Livingston County, Kentucky, via Salem, Lola, to Carrsville, on the Ohio river, connecting Promary System of Kentucky to that of Illinois.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That chapter No. 17 of the Acts of the General Assembly of Kentucky of 1920 be amended by adding thereto as a part of the Primary System of Roads and Highways in this State as follows:

Project No. —, from Smithland, county seat of Livingston county by way of Salem, Lola, to Carrsville, same being on the State line, there connecting with the State Primary System in the State of Illinois, to the county seat of Hardin county, Illinois. Said road shall receive and be entitled to all the benefits allowed and provided for in chapter 17 of the said Acts of 1920.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill

in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy	J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 439. An act relating to roads and highways and describing and fixing a project to be added to the Primary System of Roads and Highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby established as a part of the primary system of the highways in this commonwealth the following route, to-wit: From Carlisle to Fleming, by way of Myer Station; thence by way of Pleasant Valley; thence by way of Cowan; thence by way of Elizaville to Flemingsburg.

§ 2. The route as thus established to be designated as project No. —, and to be entitled to and receive all the benefits of such laws as are now or as may hereafter be in effect with relation to the primary system.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill

in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was

passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 438. An act relating to roads and highways and describing and fixing a project to be added to the Primary System of Roads and Highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There is hereby established as a part of the primary system of public highways in this Commonwealth the following route, to-wit: From Cynthiana to interest the Maysville and Lexington turnpike project by way of Colville, by way of Hooptown, by way of Headquarters, thence to a point intersecting the Maysville and Lexington turnpike project.

§ 2. Said project to be known as No. 59¾, and to take the place of and be substituted for Project 58¾ as it now appears in section 4356t-5, Kentucky Statutes, 1922 edition.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill

in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy	J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was

passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 418. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920, which is now section 4356t-5, Kentucky Statutes, by Carroll, 1922 edition, relating to roads and bridges and establishing a system of primary roads for the State of Kentucky and making provisions for the establishment, construction and maintenance of the same.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That section five of chapter seventeen of the Acts of the General Assembly of Kentucky of 1920, which is now section 4356t-5 of Kenutcky Statutes, by Carroll, 1922 edition, be amended by adding thereto aproject beginning at Burchfield, on project No. 28, in Elliott county, to mouth of Fields Branch, in Carter county, on Grayson and Willard road, via Deer creek, to mouth of Coon Eye, thence up Coon Eye to the head of Fields Branch, thence down Fields Branch to the mouth of same.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

—78

Those who voted in the negative were—

H. C. Duffy J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules the House took up for consideration from the Orders of the Day a Bill entitled:

S. B. 416. An act relating to roads and bridges and establishing a new project to be a part of the State Primary System of Roads.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

There is hereby established the following road project to be a part of the primary system of state highways by this Commonwealth as defined in chapter 17 of the Acts of the General Assembly of 1920, as follows:

From Hyden, Leslie county, to connect with the Manchester, Red Bird-Pineville project at or near Beverly.

Ordered that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill

in accordance with the provision of the constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

—78

Those who voted in the negative were—

H. C. Duffy J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was

passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 409. An act to add to project —, in Harlan county, by including in the state primary system of roads the route from Harlan to the Virginia state line, near St. Charles, Va., via Evarts and Kenvir.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That there is hereby added to the state system of primary roads the route from Harlan to the Virginia state line, near St. Charles and Appalachia, Virginia, via Evarts and Kenvir, High Splint, Lewellen and Clover Fork.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	T. H. Baker	L. D. Bax
W. B. Ardery	J. H. Baughman	W. B. Belknap

Homer Beliles	J. O. Evans	J. L. Manning
C. W. Bennett	H. M. Fultz	J. L. Morgan
J. E. Bickett	O. C. Gartin	Wm. J. Moore
S. A. Blackburn	T. H. Golden	E. D. Morris
W. M. Boling	J. E. Hadden	F. V. Nunnelly
Wm. H. Bornhorst	W. R. Haselwood	E. E. Palmore
J. F. Bosworth	J. W. Howard	J. J. Patterson
W. J. Brandenburg	R. O. Huntsman	G. L. Perryman
W. B. Bush	Hector Johnson	V. H. Redwine
Allen B. Cammack	J. Roy Johnson	J. E. Robbins
J. G. Campbell	A. J. Jolly	Arthur Saunders
R. J. Cain	H. J. Kegley	G. W. Shadoan
Sherman Chasteen	T. H. King	Lee L. Simons
Lee Clark	T. J. Knight	W. M. Simpson
Sam Cole	John H. Lawson	A. W. Stamper
F. W. Collings	I. T. Layman	H. Q. Thompson
L. F. Coomes	Oscar Leibson	W. S. Tinsley
J. L. Cushing	Leon P. Lewis	N. I. Toombs
J. R. Dorman	Martin Light	J. Wood Vance
E. J. Doss	J. T. Linton	M. E. Vaughan
G. L. Drury	W. J. McMurry	C. D. Vincent
Wm. M. Duncan	R. D. McMurtry	W. S. Wallen
D. E. Edwards	J. W. Martin	W. D. Watkins
G. W. Eller	G. W. Morgan	F. E. Wilson

—78

Those who voted in the negative were—

H. C. Duffy J. Will McFarlin —2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 408. An act relating to roads and highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there be and now is established as a part of the primary system of roads and highways project No. —, to be as follows:

From Booneville, in Owsley county, by way of Buckhorn to Chavies, in Perry county, said project when thus established to be added to the projects established by chapter 17 of the Acts of 1920.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Wm. H. Bornhorst	L. F. Coomes
W. B. Ardery	J. F. Bosworth	J. L. Cushing
T. H. Baker	W. J. Brandenburg	J. R. Dorman
J. H. Baughman	W. B. Bush	E. J. Doss
L. D. Bax	Allen B. Cammack	G. L. Drury
W. B. Belknap	J. G. Campbell	Wm. M. Duncan
Homer Beliles	R. J. Cain	D. E. Edwards
C. W. Bennett	Sherman Chasteen	G. W. Eller
J. E. Bickett	Lee Clark	J. O. Evans
S. A. Blackburn	Sam Cole	H. M. Fultz
W. M. Boling	F. W. Collings	O. C. Gartin

T. H. Golden	Martin Light	J. E. Robbins
J. E. Hadden	J. T. Linton	Arthur Saunders
W. R. Haselwood	W. J. McMurry	G. W. Shadoan
J. W. Howard	R. D. McMurtry	Lee L. Simons
R. O. Huntsman	J. L. Manning	W. M. Simpson
Hector Johnson	J. W. Martin	A. W. Stamper
J. Roy Johnson	G. W. Morgan	H. Q. Thompson
A. J. Jolly	J. L. Morgan	W. S. Tinsley
H. J. Kegley	Wm. J. Moore	N. I. Toombs
T. H. King	E. D. Morris	J. Wood Vance
T. J. Knight	F. V. Nunnelly	M. E. Vaughan
John H. Lawson	E. E. Palmore	C. D. Vincent
I. T. Layman	J. J. Patterson	W. S. Wallen
Oscar Leibson	G. L. Perryman	W. D. Watkins
Leon P. Lewis	V. H. Redwine	F. E. Wilson

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Those who voted in the negative were—

J. Will McFarlin H. C. Duffy —2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 396. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky of the 1920 session, approved March 16, 1920, which act relates to roads and bridges and the creation of the State Department of Roads and Highways, etc., by adding to said act project —, which shall run from Springfield, Kentucky, to Perryville, Boyle county, Kentucky.

Said bill is as follows, viz.:

Whereas, Washington county and Boyle county are adjoining counties; and,

Whereas, acting under authority of the law, commonly known as the inter-county seat law, the Department of State Roads and Highways, assisted the counties of Washington and Boyle to construct a road connecting Springfield, Kentucky, with Danville, Kentucky, which road was completed with the exception of two bridges in Boyle county, Kentucky, and accepted by the road department; and,

Whereas, that part of this road between Danville, Kentucky, and Perryville, Boyle county, Kentucky, is now completed and is in use as a part of the primary system of roads of the state of Kentucky;

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That chapter 17 of the Acts of the 1920 session of the General Assembly of the Commonwealth of Kentucky, approved by the Governor on March 16, 1920, which act relates to the designation and creation of state highways and bridges, and creates the Department of State Roads and Highways, etc., be amended by adding to section five of said act project No. —, which project is as follows:

Beginning at Springfield, which is on project No. 47, thence via Texas, Washington county, Kentudky, to Perryville, Boyle county, Kentucky, which is on project No. 25. This project is to be known as project No. 47b.

Ordered, that said said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy J. Will McFarlin —2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 382. An act establishing and designating a road from Williamstown to Warsaw, via Dry Ridge, Hanks, Folson and Glencoe, as part of the primary system of state Highways, adopted by the General Assembly of the Commonwealth of Kentucky, and recorded as such in chapter 17, section 5, Acts of 1920, which is now section 4356t-5, Kentucky Statutes, Carroll's 1922 edition.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That the road leading from Williamstown, Kentucky, to Warsaw, Kentucky, via Dry Ridge, Hanks, Folson and Glencoe, be and the same is hereby established and designated as part of the primary system of state highways of the Commonwealth of Kentucky, and the construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions as set out and provided for in chapter seventeen (17), section five (5), Acts of 1920, which is now section 4356t-5, Kentucky Statutes, Carroll's edition, 1922, establishing and creating a primary system of state highways.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of

said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 377. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky of the 1920 session, approved March 16, 1920, which act relates to roads and bridges and the creation of a Department of State Roads and Highways, etc., by adding to said act project —, which will run from Eddyville, Lyon county, Kentucky, through Cadiz, Trigg county, Kentucky, to the line between Kentucky and Tennessee, near where the state line crosses the Cumberland river.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That chapter 17 of the Acts of the 1920 session of the General Assembly of the Commonwealth of Kentucky, approved by the Governor on March 16, 1920, which act relates to the designation and creation of state highways and bridges and creates a Department of State Roads and Highways, etc., be amended by adding to section 5 of said act project No. —, which project is as follows:

Beginning at Eddyville, Lyon county, Kentucky, thence to Cadiz, Trigg county, Kentucky, and thence to the state line between Kentucky and Tennessee near where the state line crosses the Cumberland river.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee
W. B. Ardery
T. H. Baker
J. H. Baughman
L. D. Bax
W. B. Belknap
Homer Beliles
C. W. Bennett
J. E. Bickett
S. A. Blackburn
W. M. Boling
Wm. H. Bornhorst
J. F. Bosworth
W. J. Brandenburg
W. B. Bush
Allen B. Cammack
J. G. Campbell
R. J. Cain
Sherman Chasteen
Lee Clark
Sam Cole
F. W. Collings
L. F. Coomes
J. L. Cushing
J. R. Dorman
E. J. Doss
G. L. Drury
Wm. M. Duncan
D. E. Edwards
G. W. Eller
J. O. Evans
H. M. Fultz
O. C. Gartin
T. H. Golden
J. E. Hadden
W. R. Haselwood
J. W. Howard
R. O. Huntsman
Hector Johnson
J. Roy Johnson
A. J. Jolly
H. J. Kegley
T. H. King
T. J. Knight
John H. Lawson
I. T. Layman
Oscar Leibson
Leon P. Lewis
Martin Light
J. T. Linton
W. J. McMurry
R. D. McMurtry
J. L. Manning
J. W. Martin
G. W. Morgan
J. L. Morgan
Wm. J. Moore
E. D. Morris
F. V. Nunnelly
E. E. Palmore
J. J. Patterson
G. L. Perryman
V. H. Redwine
J. E. Robbins
Arthur Saunders
G. W. Shadoan
Lee L. Simons
W. M. Simpson
A. W. Stamper
H. Q. Thompson
W. S. Tinsley
N. I. Toombs
J. Wood Vance
M. E. Vaughan
C. D. Vincent
W. S. Wallen
W. D. Watkins
F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy J. Will McFarlin —2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 374. An act to repeal and re-enact project 22 of section 5 of chapter 17 of the Acts of 1920, relating to roads and bridges.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That project No. 22 of section 5 of chapter 17 of the Acts of the General Assembly of 1920 be and the same is hereby repealed, and is now re-enacted so as to read as follows:

Project No. 22.—From Shelbyville to Kentucky-Tennessee state line at Isham, Tennessee, via Shelbyville, Graefensburg, Alton, Lawrenceburg, Harrodsburg, Danville, Stanford, Somerset and Whitley City and Stephens Mill to Kentucky state line.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of

said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy J. Will McFarlin —2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 360. An act establishing a road leading from project 22, at Whitley City, McCreary county, Kentucky, to and intersecting with the Dixie Highway at Corbin, Whitley county, via the falls of the Cumberland river, and to be designated as project 22C of primary system of state highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That there is hereby established as a part of the primary system of state highways of the Commonwealth of Kentucky, a road leading from project 22 at Whitley City, McCreary county, Kentucky, to and intersecting with the Dixie Highway at Corbin, Whitley county, via the falls of the Cumberland river, and to be designated as project 22C; the construction, maintenance, supervision and control of said road shall be subject to all terms and conditions of the primary system of state highways as set out in chapter 17 of Acts of 1920 and subsequent amendments thereto.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy J. Will McFarlin —2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was

passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 358. An act to establish a road connecting the state highway systems of Missouri across Kentucky with the highway system of Tennessee, being a road leading from Columbus, Hickman county, Kentucky, to Clinton, Hickman county, Kentucky, on project 7, thence through Moscow and Cayce, Kentucky, to the Kentucky and Tennessee state line at Jordan, Kentucky, to be known as project 7B.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That there is hereby established as a part of the primary system of state highways of the Commonwealth of Kentucky a road leading from Columbus, Hickman county, Kentucky, touching project No. 7, at Clinton, Hickman county, Kentucky, and running through Moscow and Cayce, Kentucky, to the Kentucky and Tennessee state line at Jordan, Kentucky, to connect the state highway of the state of Missouri with the state highway of the state of Tennessee, across Hickman and Fulton counties, Kentucky, and that this road be designated as project No. 7b, and that the construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions of the primary road system of state highways as set out in chapter 17 of the Acts of 1920.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy J. Will McFarlin —2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 350. An act relating to roads and bridges and amending chapter 17, Acts of the General Assembly of Kentucky, 1920, by adding thereto as project —, extending from Lancaster to Nicholasville.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That chapter 17 of the Acts of the General Assembly of Kentucky of 1920 be amended by adding to and inserting just after the last named project No. —, on page — thereof, the following:

"Project No. —, from Lancaster, the county seat of Garrard county, by way of Buckeye to Nicholasville, the county seat of Jessamine county."

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said

bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy	J. Will McFarlin	—2

Resolved, that the ttile thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was

passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 335. An act establishing and designating the road leading from Clarkston, Grayson county, to Upton Station. of Hardin county, via Millersburg, as a part of the primary system of state highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That the road leading from Clarkston, Grayson county, to Upton Station, of Hardin county, via Millerstown, be and the same is hereby established as a part of the primary system of state highways of the Commonwealth of Kentucky, and the construction, maintenance, supervision and control of said road shall be subject to all the terms and conditions set out and provided for in chapter seventeen (17), section five (5), Acts of 1920, which is now article two (2), section 4356t-5, Carroll's Statutes, edition of 1922, establishing and creating a primary system of state highways.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill

in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy J. Will McFarlin —2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 318. An act establishing as a part of the primary system of state roads a road leading from Hodgenville, in Larue county, to Campbellsville, in Taylor county, via Jericho, Malt, Hibernia and Badger, and following as nearly as practicable the old Hodgenville and Buffalo turnpike and Hodgenville and Campbellsville road, but passing said points, said road to be known and designated as project 41½.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That the road leading from Hodgenville, in Larue county, to Campbellsville, in Taylor county, via Jericho, Malt, Hibernia and Badger, and following as nearly as practicable the old Hodgenville and Buffalo turnpike and the Hodgenville and Campbellsville road, but passing said points, be established as and become a part of the system of state primary roads, and that same be known and designated as project No. 41½.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length deing dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill

in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	J. Roy Johnson	Arthur Saunders
W. J. Brandenburg	Hector Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy J. Will McFarlin —2

Resolved, that the title thereof be as aforersaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 316. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of Kentucky of 1920 by adding thereto, as project —, extending from Caney, in Morgan county, to Salyersville, in Magoffin county.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That chapter 17 of the Acts of the General Assembly of Kentucky of 1920 be amended by adding to and inserting just after the last named project No. —, the following project No. —, from Caney, in Morgan county, to Salyersville, in Magoffin county.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	J. H. Baughman	Homer Beliles
W. B. Ardery	L. D. Bax	C. W. Bennett
T. H. Baker	W. B. Belknap	J. E. Bickett

S. A. Blackburn	O. C. Gartin	J. L. Morgan
W. M. Boling	T. H. Golden	Wm. J. Moore
Wm. H. Bornhorst	J. E. Hadden	E. D. Morris
J. F. Bosworth	W. R. Haselwood	F. V. Nunnelly
W. J. Brandenburg	J. W. Howard	E. E. Palmore
W. B. Bush	R. O. Huntsman	J. J. Patterson
Allen B. Cammack	Hector Johnson	G. L. Perryman
J. G. Campbell	J. Roy Johnson	V. H. Redwine
R. J. Cain	A. J. Jolly	J. E. Robbins
Sherman Chasteen	H. J. Kegley	Arthur Saunders
Lee Clark	T. H. King	G. W. Shadoan
Sam Cole	T. J. Knight	Lee L. Simons
F. W. Collings	John H. Lawson	W. M. Simpson
L. F. Coomes	I. T. Layman	A. W. Stamper
J. L. Cushing	Oscar Leibson	H. Q. Thompson
J. R. Dorman	Leon P. Lewis	W. S. Tinsley
E. J. Doss	Martin Light	N. I. Toombs
G. L. Drury	J. T. Linton	J. Wood Vance
Wm. M. Duncan	W. J. McMurry	M. E. Vaughan
D. E. Edwards	R. D. McMurtry	C. D. Vincent
G. W. Eller	J. L. Manning	W. S. Wallen
J. O. Evans	J. W. Martin	W. D. Watkins
H. M. Fultz	G. W. Morgan	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy	J. Will McFarlin	—2

Resolved, that the title thereof be as aforersaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 307. An act relating to roads and bridges, and amending chapter 17 of the Acts of the General Assembly of Kentucky of 1920, by adding thereto, as project —, extending from Russellville, via Adairville, to the Tennessee line, one mile south of Adairville, said road being a part of the Dixie Highway.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That chapter 17 of the Acts of the General Assembly of Kentucky of 1920 be amended by adding to and inserting just after the last named project No. — the following project No. —, from Russellville, Logan county, via Adairville to the Tennessee line, one mile south of Adairville, said road being a part of the Dixie Highway.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	Homer Beliles	J. F. Bosworth
W. B. Ardery	C. W. Bennett	W. J. Brandenburg
T. H. Baker	J. E. Bickett	W. B. Bush
J. H. Baughman	S. A. Blackburn	Allen B. Cammack
L. D. Bax	W. M. Boling	J. G. Campbell
W. B. Belknap	Wm. H. Bornhorst	R. J. Cain

Sherman Chasteen	Hector Johnson	F. V. Nunnelly
Lee Clark	J. Roy Johnson	E. E. Palmore
Sam Cole	A. J. Jolly	J. J. Patterson
F. W. Collings	H. J. Kegley	G. L. Perryman
L. F. Coomes	T. H. King	V. H. Redwine
J. L. Cushing	T. J. Knight	J. E. Robbins
J. R. Dorman	John H. Lawson	Arthur Saunders
E. J. Doss	I. T. Layman	G. W. Shadoan
G. L. Drury	Oscar Leibson	Lee L. Simons
Wm. M. Duncan	Leon P. Lewis	W. M. Simpson
D. E. Edwards	Martin Light	H. Q. Thompson
G. W. Eller	J. T. Linton	A. W. Stamper
J. O. Evans	W. J. McMurry	W. S. Tinsley
H. M. Fultz	R. D. McMurtry	N. I. Toombs
O. C. Gartin	J. L. Manning	M. E. Vaughan
T. H. Golden	J. W. Martin	J. Wood Vance
J. E. Hadden	G. W. Morgan	C. D. Vincent
W. R. Haselwood	J. L. Morgan	W. S. Wallen
J. W. Howard	Wm. J. Moore	W. D. Watkins
R. O. Huntsman	E. D. Morris	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy J. Will McFarlin —2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 266. An act relating to roads and bridges and amending chapter 17, Acts of the General Assembly of the

Commonwealth of Kentucky, 1920, by adding thereto, as project —, extending from Crab Orchard to Somerset.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That chapter 17 of the Acts of the General Assembly of 1920 be amended by adding to and inserting just after the last named project No. —, on page 92 thereof, the following project No. —, "from Crab Orchard, the most direct and feasible route to Somerset."

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	W. J. Brandenburg	G. L. Drury
W. B. Ardery	W. B. Bush	Wm. M. Duncan
T. H. Baker	Allen B. Cammack	D. E. Edwards
J. H. Baughman	J. G. Campbell	G. W. Eller
L. D. Bax	R. J. Cain	J. O. Evans
W. B. Belknap	Sherman Chasteen	H. M. Fultz
Homer Beliles	Lee Clark	O. C. Gartin
C. W. Bennett	Sam Cole	T. H. Golden
J. E. Bickett	F. W. Collings	J. E. Hadden
S. A. Blackburn	L. F. Coomes	W. R. Haselwood
W. M. Boling	J. L. Cushing	J. W. Howard
Wm. H. Bornhorst	J. R. Dorman	R. O. Huntsman
J. F. Bosworth	E. J. Doss	Hector Johnson

J. Roy Johnson	J. L. Manning	G. W. Shadoan
A. J. Jolly	J. W. Martin	Lee L. Simons
H. J. Kegley	G. W. Morgan	W. M. Simpson
T. H. King	J. L. Morgan	A. W. Stamper
T. J. Knight	Wm. J. Moore	H. Q. Thompson
John H. Lawson	E. D. Morris	W. S. Tinsley
I. T. Layman	F. V. Nunnelly	N. I. Toombs
Oscar Leibson	E. E. Palmore	J. Wood Vance
Leon P. Lewis	J. J. Patterson	M. E. Vaughan
Martin Light	G. L. Perryman	C. D. Vincent
J. T. Linton	V. H. Redwine	W. S. Wallen
W. J. McMurry	J. E. Robbins	W. D. Watkins
R. D. McMurtry	Arthur Saunders	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy	J. Will McFarlin

—2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 227. An act establishing as a part of the primary system of state highways a road from Harrodsburg, Mercer county, via Burgin or Shakertown, across Dix river, at Dix river dam, via Buena Vista, Garrard county, and there intersecting the state primary road from Nicholasville to

Kentucky-Tennessee state line near Huntersville, and designating said road as project 23a.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That there be and now is established as one of the primary road projects of the Commonwealth of Kentucky the following, to-wit:

"From Harrodsburg, Mercer county, via Burgin or Shakertown, across Dix river at Dix river dam, via Buena Vista, in Garrard county, and there intersecting the state primary road from Nicholasville to Kentucky-Tennessee state line near Huntersville, which is a part of state project No. 23a."

§ 2. The said project hereby established shall be known as project 23a of the primary system of state highways and the said project shall receive and be entitled to all the benefits allowed and provided for in chapter 17 of the Acts of the General Assembly of 1920, establishing and creating a primary system of state highways.

§ 3. It shall be discretionary with the State Highway Commission as to whether or not said road herein mentioned shall be via Burgin or Shakertown.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said

bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy J. Will McFarlin —2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 191. An act to amend chapter 17 of the Acts of the General Assembly of 1920 relating to roads and bridges.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. There shall be added to the primary system of state highways as defined in section 5 of the Acts as provided in chapter 17 of the Acts of the General Assembly of 1920 the following project:

From Barbourville, Knox county, to Manchester, Clay county.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	W. B. Belknap	W. M. Boling
W. B. Ardery	Homer Beliles	Wm. H. Bornhorst
T. H. Baker	C. W. Bennett	J. F. Bosworth
J. H. Baughman	J. E. Bickett	W. J. Brandenburg
L. D. Bax	S. A. Blackburn	W. B. Bush

Allen B. Cammack	J. W. Howard	E. D. Morris
J. G. Campbell	R. O. Huntsman	F. V. Nunnelly
R. J. Cain	Hector Johnson	E. E. Palmore
Sherman Chasteen	J. Roy Johnson	J. J. Patterson
Lee Clark	A. J. Jolly	G. L. Perryman
Sam Cole	H. J. Kegley	V. H. Redwine
F. W. Collings	T. H. King	J. E. Robbins
L. F. Coomes	T. J. Knight	Arthur Saunders
J. L. Cushing	John H. Lawson	G. W. Shadoan
J. R. Dorman	I. T. Layman	Lee L. Simons
E. J. Doss	Oscar Leibson	W. M. Simpson
G. L. Drury	Leon P. Lewis	A. W. Stamper
Wm. M. Duncan	Martin Light	H. Q. Thompson
D. E. Edwards	J. T. Linton	W. S. Tinsley
G. W. Eller	W. J. McMurry	N. I. Toombs
J. O. Evans	R. D. McMurtry	J. Wood Vance
H. M. Fultz	J. L. Manning	M. E. Vaughan
O. C. Gartin	J. W. Martin	C. D. Vincent
T. H. Golden	G. W. Morgan	W. S. Wallen
J. E. Hadden	J. L. Morgan	W. D. Watkins
W. R. Haselwood	Wm. J. Moore	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy J. Will McFarlin —2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 175. An act to amend project 37 of section 5 of chapter 17, Acts of 1920, entitled An act relating to roads

and bridges; creating the Department of State Roads and Highways; providing for officers to administer it, and prescribing the powers and duties of such officers; fixing the salary of the State Highway Engineer and prescribing the amount which may be expended by said department; prescribing laws governing said department and the officers therein; accepting the provisions of the federal law providing that the United States shall assist in the construction of rural post roads and making appropriation for cooperative work with the United States government; providing for the payment of the state's part of the construction of state aid roads under the present law; providing for the acceptance of and making binding gifts and donations; establishing and designing a primary system of state highways and providing for their construction and maintenance; providing for the obtainnig of rights of way and naming cities and towns from which construction shall commence, and repealing subsections 1, 2, 4, 5, 6 and 7 of section 4356t, Kentucky Statutes, edition 1915; also repealing section 4356u and subsection 1, 2, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 23, 24, 25 of section 4356x, Kentucky Statutes, edition 1915, and the supplement to said edition known as volume 3, repealing any other act or acts in conflict herewith.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That project 37 of section 5 of chapter 17 of the Acts of 1920, entitled: An act relating to roads and bridges; creating the Department of State Roads and Highways, pro viding for officers to administer it and prescribing the powers and duties of such officers; fixing the salary of the State Highway Engineer and prescribing the amount which may be expended by said department; prescribing laws governing

said department and the officers therein; accepting the provisions of the federal law providing that the United States shall assist in the construction of rural post roads and making appropriation for cooperative work with the United States government; providing for the payment of the state's part of the construction of state aid roads under the present law, providing for the acceptance of and making binding gifts and donations; establishing and designing a primary system of state highways and providing for their construction and maintenance; providing for the obtaining of rights of way and naming cities and towns from which construction shall commence, and repealing subsections 1, 2, 4, 5, 6 and 7 of section 4356t, Kentucky Statutes, edition 1915; also repealing section 4356u and subsections 1, 2, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 21, 23; 24 and 25 of section 4356x, Kentucky Statutes, edition 1915, and the supplement to said edition known as volume 3, repealing any other act or acts in conflict herewith, be, and the same is hereby amended by inserting after the word Tompkinsville, in said project, the following words: And to extend from Tompkinsville to the Kentucky-Tennessee state line, near Boles, via Hestand, so that when said project is amended it will read as follows:

Project No. 37—From Bowling Green to Willow Shade, via Scottsville and Tompkinsville, and to extend from Tompkinsville to the Kentucky-Tennessee state line, near Boles, via Hestand.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said

bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Rov Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy J. Will McFarlin —2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 62. An act to establish project 68 in the primary system of state highways.

Said bill is as follows, viz.:

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

§ 1. That the road known as the Lebanon and Bradfordsville turnpike, leading from the southern boundary of the corporate limits of the city of Lebanon to and through the town of Bradfordsville, and thence over the road known as the Bradfordsville and Hustonville turnpike to the Casey county line, at the residence and farm of Elzy Bright, then along same to Jacktown and then along the county road up Martin's creek and over Steele's Knob to Liberty, the county seat of Casey county, to be designated as project No. 62 of the primary system of state highways set out in chapter 17 of the Acts of 1920, said route being in Marion and Casey counties and leading from Lebanon, the county seat of Marion county to Liberty, the county seat of Casey county.

§ 2. All laws and parts of laws in conflict herewith are hereby repealed.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	G. L. Drury	J. L. Manning
W. B. Ardery	Wm. M. Duncan	J. W. Martin
T. H. Baker	D. E. Edwards	G. W. Morgan
J. H. Baughman	G. W. Eller	J. L. Morgan
L. D. Bax	J. O. Evans	Wm. J. Moore
W. B. Belknap	H. M. Fultz	E. D. Morris
Homer Beliles	O. C. Gartin	F. V. Nunnelly
C. W. Bennett	T. H. Golden	E. E. Palmore
J. E. Bickett	J. E. Hadden	J. J. Patterson
S. A. Blackburn	W. R. Haselwood	G. L. Perryman
W. M. Boling	J. W. Howard	V. H. Redwine
Wm. H. Bornhorst	R. O. Huntsman	J. E. Robbins
J. F. Bosworth	Hector Johnson	Arthur Saunders
W. J. Brandenburg	J. Roy Johnson	G. W. Shadoan
W. B. Bush	A. J. Jolly	Lee L. Simons
Allen B. Cammack	H. J. Kegley	W. M. Simpson
J. G. Campbell	T. H. King	A. W. Stamper
R. J. Cain	T. J. Knight	H. Q. Thompson
Sherman Chasteen	John H. Lawson	W. S. Tinsley
Lee Clark	I. T. Layman	N. I. Toombs
Sam Cole	Oscar Leibson	J. Wood Vance
F. W. Collings	Leon P. Lewis	M. E. Vaughan
L. F. Coomes	Martin Light	C. D. Vincent
J. L. Cushing	J. T. Linton	W. S. Wallen
J. R. Dorman	W. J. McMurry	W. D. Watkins
E. J. Doss	R. D. McMurtry	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy J. Will McFarlin —2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

At the instance of the Committee on Rules, the House took up for consideration from the Orders of the Day a bill entitled:

S. B. 54. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky, 1920, relating to roads and bridges, by making an addition to project 8 thereof.

Said bill is as follows, viz.:

Whereas, project No. 8 of the primary system of state highways of Kentucky and the Illinois system of state highways approach within about ten miles of each other at Burna, in Livingston county, Kentucky, and,

Whereas, the Illinois system of state highways has been extended to Golconda, Illinois, same being the county seat of Pope county, Illinois, which is located on the state line between said two states, a distance approximately about ten miles from Burna, in Livingston county, Kentucky, which is now located on Kentucky state project No. 8, and,

Whereas, the state primary system of Kentucky purports to connect all county seat towns of this state and also connect with all county seat towns of adjacent states, and

Whereas, the said road now proposed herein was omitted from the original bill by oversight, and,

Whereas, it is of paramount importance not only for the adjoining counties of Kentucky and Illinois, but also to the general traveling public that this section of road be made a part of the Kentucky state highway system; therefore,

Be it enacted by the General Assembly of the Commonwealth of Kentucky:

That the section of road leading from Burna, in Livingston county, Kentucky, which is located on state project No. 8, to the Ohio river, at Golconda, county seat of Pope county, Illinois, same being located on the state line between Kentucky and Illinois, be and the same is now added to Kentucky state project No. 8 and same is made a part thereof and shall be known on our primary system as project No. 8a of said system, and shall receive and be entitled to all the benefits allowed and provided for in said chapter 17 of the Acts of the General Assembly of 1920, and shall extend from Burna, via Hampton, Joy, to Ohio river, at Golconda, Illinois.

Ordered, that said bill be read the third time.

The constitutional provision as to the third reading of said bill at length being dispensed with, said bill was read the third time by its title and passed.

The yeas and nays being taken on the passage of said bill in accordance with the provision of the Constitution were as follows, viz.:

Those who voted in the affirmative were—

W. L. Agee	W. M. Boling	Sam Cole
W. B. Ardery	Wm. H. Bornhorst	F. W. Collings
T. H. Baker	J. F. Bosworth	L. F. Coomes
J. H. Baughman	W. J. Brandenburg	J. L. Cushing
L. D. Bax	W. B. Bush	J. R. Dorman
W. B. Belknap	Allen B. Cammack	E. J. Doss
Homer Beliles	J. G. Campbell	G. L. Drury
C. W. Bennett	R. J. Cain	Wm. M. Duncan
J. E. Bickett	Sherman Chasteen	D. E. Edwards
S. A. Blackburn	Lee Clark	G. W. Eller

J. O. Evans	Oscar Leibson	V. H. Redwine
H. M. Fultz	Leroy Lewis	J. E. Robbins
O. C. Gartin	Martin Light	Arthur Saunders
T. H. Golden	J. T. Linton	G. W. Shadoan
J. E. Hadden	W. J. McMurry	Lee L. Simons
W. R. Haselwood	R. D. McMurtry	W. M. Simpson
J. W. Howard	J. L. Manning	A. W. Stamper
R. O. Huntsman	J. W. Martin	H. Q. Thompson
Hector Johnson	G. W. Morgan	W. S. Tinsley
J. Roy Johnson	J. L. Morgan	N. I. Toombs
A. J. Jolly	Wm. J. Moore	J. Wood Vance
H. J. Kegley	E. D. Morris	M. E. Vaughan
T. H. King	F. V. Nunnelly	C. D. Vincent
T. J. Knight	E. E. Palmore	W. S. Wallen
John H. Lawson	J. J. Patterson	W. D. Watkins
I. T. Layman	G. L. Perryman	F. E. Wilson

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Those who voted in the negative were—

H. C. Duffy J. Will McFarlin —2

Resolved, that the title thereof be as aforesaid.

Mr. Simons moved that the vote by which said bill was passed be reconsidered and that said motion lie on the table.

Said motion was agreed to.

Mr. Golden, of the Committee on Enrollments, reported that they had examined and found correctly enrolled bills of the following titles, viz.:

H. B. 187. An act relating to revenue and taxation, imposing an excise or license tax on gasoline and all other liquid fuels, including all liquids ordinarily, practically and commercially usuable in internal combustion engines for the generation of power, and all distillates of and condensates from petroleum, natural gas, coal, coal tar, vegetable fer-

ments and from all other products, so usable and sold in this Commonwealth at wholesale, as the words "at wholesale" are defined in this act, provided the term "liquid fuels" shall include kerosene, fuel oil and crude oil only when used as a motor vehicle fuel upon any public highway; and providing for the collection of such tax, the distribution and use of the revenue derived therefrom, the administration of said law, fixing fines and penalties for the violation of this act and repealing the present gasoline tax law, which is contained in chapter 93 of the Acts of the General Assembly of 1920, and chapter 90 of the Acts of the General Assembly of 1922.

H. B. 566. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of Kentucky of 1920 by adding thereto as project —, extending from Greenburg to Burkesville, via Milltown and Gradyville.

H. B. 567. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of Kentucky by adding thereto as project —, extending from Hardyville to Leitchfield, via Canmer, Munfordville, Priceville and Millerstown.

H. B. 542. An act relating to roads and bridges, establishing a road from Irvine to McKee.

H. B. 575. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920 relating to roads and highways and establishing and creating project 10½B.

H. B. 552. An act establishing the road from Jackson to Hindman as a part of the state primary system.

H. B. 588. An act relating to roads and highways.

H. B. 585. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of 1920 relating to roads and bridges and providing for the establishment and designating the primary system of state highways in the Commonwealth of Kentucky, by adding thereto an additional project running from Eddyville, Lyon county, Kentucky, to Benton, Marshall county, Kentucky.

H. B. 379 An act to amend chapter 17 of Acts of 1920 by extending said road from Stanton, in Powell county, to Jeffersonville, on the Garrett route, in Montgomery county

H. B. 433. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project —, extending from Taylorsville to Southville.

H. B. 358. An act establishing as a part of the primary system of state highways a road from Harrodsburg, Mercer county, via Burgin, across Dix river at King's Mill, to Buena Vista, in Garrard county, and there intersecting the state primary road from Nicholasville to Kentucky-Tennessee state line near Huntersville, and designating said road as project 23-A.

H. B. 586. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project —, extending from a point three miles east of Rochester to Lewisburg.

H. B. 561. An act to add to project 82, in Casey county, and including in the state primary system of roads, the route from Liberty, in Casey county, to a point on project 22, near the town of Eubank, in Pulaski county, by way of Bethelridge.

H. B. 562. An act to add to project 24, in Pulaski county, and including in the state primary system of roads the route from Somerset to London, in Laurel county, by way of Ruth, Dykes, Mt. Victory and Rockcastle Springs.

H. B. 421. An act establishing as a state primary road a road leading from or near McGaw School House, on state primary project 2, to Providence, in Webster county, Kentucky, and designating said road as project 2-A.

H. B. 175. An act appropriating money to pay certain expenses authorized by the State Registration Board, created by act of the General Assembly of 1922, and which act was later declared invalid by the courts, but only after said expenses had been incurred in good faith and the work directed had been performed.

H. B. 34. An act to amend section 51, chapter 74, of an act of the General Assembly of Kentucky entitled: "An act defining public roads, providing for their establishment, regulation, use and maintenance, and creating the office of county road engineer, and prescribing the duties thereof," approved March 23, 1914, being chapter 74, Session Acts of the Legislature of Kentucky, 1914, and also being section 4337 of the Kentucky Statutes, 1922, John D. Carroll's edition.

H. B. 83. An act to amend and re-enact section 1093 of Kentucky Statutes, relating to jurisdiction of justices and quarterly courts in penal actions and giving said justices and quarterly courts and the judges thereof concurrent jurisdiction of the circuit courts of the offences of petty larceny, vagrancy and the first offense of carrying concealed weapons or violation of city ordinances.

H. Res. 7. Joint resolution providing for payment of assistant for Superintendent of Public Printing.

H. B. 215. An act to enable the Board of Sinking Fund Commissioners to purchase ground contiguous to the state capitol.

H. B. 498. An act to amend and re-enact section 1739, Kentucky Statutes, Carroll's edition, 1922.

H. B. 186. An act to provide for the solvency, safety and protection of state banks and trust companies.

H. B. 12. An act providing for additional supervision and regulation of the transportation of persons for compensation, over public highways by motor propelled vehicles; defining automobile transportation companies; providing for additional supervision and regulation thereof by the state highway commission or its successors; providing for the assessment and collection of fees and taxes thereon, and providing for the enforcement of the provisions of this act and punishment for violations thereof.

H. B. 173. An act to amend subsection 35 of section 3290, Carroll's Kentucky Statutes, 1915 edition, relating to the sale of franchises.

H. B. 483. An act to require agricultural cooperative associations on request to furnish information as to membership and contracts and providing for the effect of refusal or compliance with such requests or failure to make such requests.

H. B. 362. An act relating to revenue and taxation.

H. B. 432. An act for the benefit of Mrs. William Gilbert, whose husband, William Gilbert, lost his life in the performance of public service, and leaving the said Mrs. William Gilbert as his widow.

H. B. 430. An act for the benefit of Mary E. Cunningham, whose husband, Hodge G. Cunningham, lost his life in the performance of a public service, and leaving the said Mary E. Cunningham and leaving also two minor children.

H. B. 431. An act for the benefit of Mary Mattingly, whose husband, V. B. Mattingly, lost his life in the performance of a public service, and leaving the said Mary Mattingly as his widow.

H. B. 123. An act to amend and re-enact sections 794 and 1166 of the Kentucky Statutes, John D. Carroll's edition, 1922, relating to shooting at or into railroad engines, cars, etc.

H. B. 54. An act to repeal and re-enact sections 9 and 12 of chapter 53 of the Acts of the General Assembly of the Commonwealth of Kentucky, 1920, relating to the levy of taxes in cities of the third class for school purposes, fixing the limit of rate of taxation therein at $1.50 on each $100.00 of taxable property in such cities and otherwise re-enacting said sections 9 and 12 of said chapter 53.

H. B. 490. An act to repeal and to re-enact with amendments article XVIc, section 4535a-1 to section 4535b-2, inclusive, of Kentucky Statutes, Carroll's edition, 1915.

H. B. 116. An act providing for the creation of water districts, the appointment of city commissioners and specifying their powers and duties.

H. B. 593. An act relating to the inspection of oils and fluids and repealing sections 2202, 2203, 2204, 2205, 2206, 2207, 2208, 2209, 2210, 2211, 2212, 2213, 2214, 2215, 2216 and 2217, Kentucky Statutes, Carroll's edition of 1915.

H. B. 167. An act to give relief to the Court of Appeals by giving it authority to appoint three additional commissioners of said court, prescribing their qualifications, and how they shall be selected.

H. B. 52. An act to prohibit the running of stock at large in towns of the sixth class of this Commonwealth.

H. B. 200. An act relating to the State Live Stock Sanitary Board. An act to amend subsection F, section 7 of chapter 69 of the Acts of 1918.

H. B. 279. An act to amend section 3656, Kentucky Statutes, in reference to compensation of appraisers of personal property of decedent estates.

H. B. 114. An act to amend section 3037f, Carroll's Kentucky Statutes, 1922 edition, relating to the registration of plumbers and the supervision and inspection of plumbing and drainage in cities of first class, making it apply to cities of the second class as well as the first.

H. B. 44. An act to repeal subsection 22 of section 415b, chapter aab, vol. 1 of Carroll's Statutes of Kentucky, edition of 1915, and to amend subsections 5, 9 and 15 of section 415b, chapter 22b, vol. 1 of Carroll's Kentucky Statutes, edition of 1915, and to amend subsection 6 of section 415b, chapter 22b, of vol. 3 of Carroll's Statutes of Kentucky, edition of 1918.

H. B. 427. An act to amend and re-enact sections 3673, 3674, 3677 and 3678 of Kentucky Statutes, Carroll's edition, 1922, being a part of subdivision 6, article 7, chapter 89, relating to revenue and taxation in towns of the sixth class.

H. B. 82. An act to amend and re-enact sections 2, 3,

4 and 5 of chapter 90 of the Acts of 1920, which is now 2739g-10, 2739g-12, 2937g-13 and 2739g-19, Carroll's Kentucky Statutes.

H. B. 216. An act relating to office and officers.

H. B. 292. An act to amend and re-enact section 9 of chapter 92, Acts of 1920, being section 938b-9, Carroll's Kentucky Statutes, 1922 edition, relating to the reception, parole and discharge of children in connection with the operation and maintenance of an institution for the care of neglected, dependent, delinquent and other children, in counties having therein a city of the first class, so that under such section as amended, the board provided for under such act shall have the authority to parole a child in his or her own home or in a free or boarding home, and so that such board can pay for the maintenance and support of such child.

H. B. 9. An act to amend article IV of chapter 89, Carroll's 1922 edition, Kentucky Statutes, and to create a pension fund for disabled policemen and firemen in cities of the third class.

H. B. 63. An act designating the 11th day of November of each year a legal holiday, to be known as Armistice Day.

H. B. 601. An act to amend and re-enact section 2739g-2, subsection (d) of Carroll's Kentucky Statutes, 1922 edition, which section is subsection (d) of chapter 90 of the Acts of the General Assembly of Kentucky of 1920, approved March 23, 1920, relating to registration fees for motor trucks.

H. B. 408. An act to amend and re-enact section 3766c, Kentucky Statutes, Carroll's edition, being chapter 93b of the Acts of 1912, regulating the sale of opium.

H. B. 237. An act relating to weights and measures.

H. B. 516. An act to define and standardize ice cream and prevent its adulteration and misbranding.

H. B. 88. An act requiring the State Librarian to furnish to the Law Library of the University of Kentucky sets of the Acts of the General Assembly, the Journals of the House and Senate, the Kentucky Reports, the Advance Sheets of the Kentucky Reports and the Code and Statutes.

H. B. 547. An act to repeal and re-enact section 1481 of the Kentucky Statutes, Carroll's 1915 edition, relating to elections.

H. B. 409. An act to amend and re-enact section 2635a of the Kentucky Statutes, Carroll's edition, regulating the sale of cocaine and its salts and alpha and beta eucaine or their salts or any admixture containing cocaine or eucaine.

H. B. 504. An act to amend and re-enact section 1061a of the Kentucky Statutes, the same being an act of the General Assembly of the Commonwealth of Kentucky, approved on the 18th day of March, 1914, entitled, "An act to provide a stenographer for the county judge of counties in the Commonwealth containing a population of two hundred thousand or over," this amendment providing for a stenographer for the county judge of other counties.

H. B. 263. An act to amend and re-enact sections 2447-2 and 2447B of chapter 78 of Kentucky Statutes, Carroll's edition, 1922, which chapter is entitled Library, State.

H. B. 196. An act adopting as the law of the Commonwealth of Kentucky the sixth edition of Carroll's Kentucky Statutes, compiled and edited to January 1, 1922, and issued in the year 1922.

S. B. 271. An act to provide for the expenses of the Insurance Department.

S. B. 58. An act relating to the office of Commonwealth's attorney in counties having a population of 200,000 or over, and providing for assistants and fixing their salaries.

S. B. 380. An act to authorize a trustee, assignee for the benefit of creditors, receiver of commissioner, to enforce the double liability clause against stockholders in banks, trust companies, guaranty companies, investment companies and insurance companies.

S. B. 5. An act to amend and re-enact section 1362 of Kentucky Statutes relating to control and improvement of public streets, alleys, sidewalks, roads, lanes, avenues, highways and thoroughfares in cities of the fourth class.

S. B. 134. An act to permit mutual fire or windstorm insurance companies and cooperative and assessment fire or windstorm insurance companies organized under the laws of the state of Kentucky to make re-insurance treaties or re-insurance contracts, and to cede to or accept from other insurance companies or other insurers insurance or re-insurance.

S. B. 99. An act to amend an act entitled, "An act for the government of cities of the second class," approved March 19, 1894, so as to enlarge the powers of cities of the second class and to provide for the elimination of grade crossings of the public streets of such cities at grade over the tracks of steam or electric railroads, giving the general council or board of city commissioners power to order and contract for the elimination of such crossings and power to provide for the character of crossing to be substituted therefor, and to designate the plans, specifications and terms under

which said work is to be done; providing for maintenance and reconstruction thereof, and further to provide for the method of apportioning the cost of such grade eliminations as between such cities and the railroad companies and city railway and interurban railway companies affected thereby, and providing further that such city shall be empoyered to issue bonds to provide for the cost of said city's portion of any such work, and to condemn land and property needed for such work.

S. B. 145. An act empowering burial or cemetery associations to condemn sufficient land for burial and cemetery purposes and extending to such association the right of eminent domain, and empowering said association to condemn within three miles of any city of the first, second, third or fourth class, land sufficient for the needs of said community.

S. B. 465. An act to repeal and re-enact section 15 of chapter 54 of the Acts of the General Assembly of 1918, relating to idiots, lunatics and institutions for their care.

S. B. 361. An act authorizing fiscal courts or county commissions in counties with a population of 150,000 or more to appropriate funds for the construction, repair or maintenance of aviation fields used by the United States government for its postal or aviation service or by such county or city therein as a municipal landing field.

S. B. 299. An act relating to public health, amending, revising and re-enacting chapter 111 of the Acts of the General Assembly of 1912, being section 4711b of the Kentucky Statutes, Carroll's 1915 edition, and also amending, revising and re-enacting section 4 of chapter 65 of the Acts of the General Assembly of 1918, being an act entitled, "An act relating to public health, repealing, amending and re-enacting

sections 2054, 2059, 2060 and 2061 of the Kentucky Statutes, Carroll's edition of 1915, relating to the State Board of Health, creating bureaus within said board to perform the functions of the existing State Tuberculosis Commission, the Hotel Inspector, the Pure Food and Drug Division of the Agricultural Experiment Station, and for other purposes, creating county and district departments of health and providing and limiting appropriations of the State Board of Health and further defining is powers and duties," and providing state aid for the acquisition, construction, equipment, operation and maintenance of tuberculosis district sanatoria in this Commonwealth, and in making improvements, betterments and additions thereto, and repealing all laws in conflict.

S. B. 108. An act to define, regulate and license real estate brokers and real estate salesmen in each city of the first and second class; to create a real estate commission and to provide penalties.

S. B. 74. An act to amend and re-enact sections 17 and 18 of chapter 90 of the 1920 Acts of the Commonwealth of Kentucky relating to vehicles; regulating their use and operating upon the public highways of this Commonwealth; providing for the registration and licensing of motor vehicles; fixing the amount of the license and manner of payment thereof; providing for the registration and licensing of operators of motor vehicles and the amount of such license; providing a method of registration of motor vehicles; preventing illegal traffic in motor vehicles; providing penalty for the violation of this act, and repealing any and all conflicting laws.

S. B. 269. An act making it unlawful to operate a motor vehicle upon any of the public highways of this Commonwealth, while intoxicated; prescribing the duties of sheriffs

and other peace officers relative to the enforcement of this act, fixing penalties for persons violating said act and for officers failing to discharge their duties thereunder.

S. B. 301. An act to repeal sections 1386, 1387, 1388, 1389, 1390, 1391, 1391a and 1392, being chapter 38 of the Kentucky Statutes, Carroll's edition, 1915, relating to "currency."

S. B. 272. An act to repeal, amend and re-enact section 3 of chapter 34 of the Acts of the General Assembly of Kentucky of 1920, touching the Geological Survey.

S. B. 246. An act to amend, revise and re-enact section 1 of an act entitled, "An act to amend an act entitled, 'An act defining boundaries for school districts, embracing cities of the fourth class, and providing systems of schools in such districts and creating boards of education for such districts, providing for the election thereof, defining their powers and duties and repealing all laws in conflict therewith.' "

S. B. 313. An act to amend and re-enact an act entitled, "An act relating to the drainage and the prevention of overflow of lands, towns, cities, roads, streets, the establishment, organization and maintenance of drainage, levee, and reclamation districts, the construction and maintenance of public ditches, canals, drains, sewers, dams, levees and the straightening, widening, deepening, enlarging and otherwise improving public ditches, drains, creeks, rivers, or other streams, prescribing the method of procedure, the levying and collection of assessments for the payment of the costs and expense of establishing and organizing such districts, the construction of such improvements, creating and incorporating boards of drainage commissioners, and prescribing the duties of commissioners and other officers and employes and providing for the payment of such officers and employes per-

forming duties, the issuing and selling of district bonds, with which to secure funds with which to defray the cost and expenses of improvements hereunder," approved by the Governor March 26, 1918, and being chapter 64 of the Acts of 1918.

S. Res. 25. Concurrent resolution authorizing A. T. Crow to sue the Commonwealth of Kentucky.

S. Res. 9. Resolution authorizing W. P. Burks to sue the Commonwealth of Kentucky.

S. Res. 12. Resolution providing for auditing of the Highway Department.

S. B. 409. An act to add to project —, in Harlan county, by including in the state primary system of roads the route from Harlan to the Virginia state line near St. Charles, Va., via Evarts and Kenvir.

S. B. 175. An act to amend project 37 of section 5 of chapter 17 of the Acts of 1920, entitled "An act relating to roads and bridges."

S. B. 274. An act to provide for the establishment, conduct and maintenance of public playgrounds and recreation grounds and centers in and by cities and counties, and authorizing school districts to join in the conduct and operation of such playgrounds and recreation centers.

S. B. 396. An act to amend section 5, chapter 17, Acts General Asesembly of 1920, relating to roads and highways and creation of state roads and highways.

S. B. 408. An act concerning roads and highways.

S. B. 187. An act to amend subsection 15 of section 965 of Kentucky Statutes, Carroll's edition, with reference to terms of circuit courts in counties of Gallatin and Owen in the Fifteenth Judicial District so that the July term of Gallatin Circuit Court will be changed to the fourth Monday in June each year and with twelve juridical days and June term of Owen Circuit Court be changed to third Monday in July with eighteen juridical days and change the February and October terms of Owen Circuit Court to begin on the first Tuesday after the fourth Mondays in February and October.

S. B. 333. An act to change the date of holding the three terms of the circuit court in Butler county, Kentucky, being part of the Eighth Judicial District.

S. B. 166. An act to amend section 965, Carroll's Kentucky Statutes, sixth edition, 1922, and changing the time of holding court in the Thirty-first Judicial District, fixing the time therefor, and declaring an emergency.

S. B. 358. An act to establish a road connecting the highway systems of Missouri across Kentucky with the highway system of Tennessee, being a road leading from Columbus, Hickman county, Kentucky, to Clinton, Hickman county, Kentucky, on project 7, thence through Moscow and Caycey, Kentucky, to the Kentucky and Tennessee state line at Jordan, Kentucky, to be known as project 7.

S. B. 374. An act to repeal and re-enact project 22 of section 5 of chapter 17 of the Acts of 1920, relating to roads and bridges.

S. B. 377. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Kentucky of the 1920 session, approved March 16, 1920,

which act relates to roads and bridges and the creation of a Department of State Roads and Highways, etc., by adding to said act project —, which will run from Eddyville, Lyon county, Kentucky, through Cadiz, Trigg county, Kentucky, to the line between Kentucky and Tennessee near where the state line crosses the Cumberland river.

S. B. 335. An act establisning and designating the road leading from Clarkston, Grayson county, to Upton Station of Hardin county, via Millerstown, as a part of the primary system of state highways.

S. B. 350. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project —, extending from Lancaster to Nicholasville, via Buckeye.

S. B. 318. An act establishing as a part of the system of state primary roads a road leading from Hodgenville, in Larue county, to Campbellsville, in Taylor county, via Jericho, Malt, Hibernia and Badger, and following as nearly as practicable the old Hodgenville and Campbellsville road, but passing said point, said road to be known and designated as project 41½.

S. B. 37. An act to amend and re-enact section 3146, Kentucky Statutes.

S. B. 429. An act to amend section 21 of an act approved March 23, 1894, entitled, "An act to amend an act entitled 'An act for the government of cities of the first class,' approved July 1, 1893," and being section 2893 of Carroll's 1922 Kentucky Statutes, relating to qualifications of members and officers of the police force in cities of the first class.

S. B. 266. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project —, extending from Crab Orchard to Somerset.

S. B. 332. An act to change the court calendar of Harlan county and to amend section 965, Kentucky Statutes.

S. B. 167. An act to amend section 965, Carroll's Statutes, 1922 edition, fixing time for holding court in Thirty-fifth Judicial District relating to circuit court, and declaring an emergency.

S. B. 382. An act establishing and designating a road from Williamstown to Warsaw, via Dry Ridge, Hanks, Folsom and Glencoe, as part of the primary system of state highways, etc.

S. B. 227. An act establishing as a part of the primary system of state highways a road from Harrodsburg, Mercer county, via Burgin across Dix river at Dix Dam, via Buena Vista, in Garrard county, and there intersectiong the state primary road from Nicholasville to Kentucky-Tennessee state line near Hunterville, and designating said road as project 23-A.

S. B. 442. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of 1920.

S. B. 191. An act to amend chapter 17 of the Acts of the General Assembly of 1920 relating to roads and bridges.

S. B. 441. An act relating to roads and bridges.

S. B. 307. An act adding a part of the Dixie Highway to the primary system of state highways.

S. B. 14. An act to amend section 246 of the Constitution of the Commonwealth of Kentucky, relating to salaries of officers.

S. B. 98. An act to amend section 1746, article 12, chapter 47, Kentucky Statutes, Vol. 1, Carroll's edition, 1915, relating to fees, by adding thereto the language hereinafter set out.

S. B. 360. An act establishing a road leading from project 22, at Whitley City, McCreary county, Kentucky, to and intersecting with the Dixie Highway at Corbin, Whitley county, via the falls of the Cumberland river, and to be designated as project 22-C of primary system of state highways.

S. B. 293. An act to enable cities of the first class to issue bonds for the purpose of elimination of grade crossings of public streets over tracks of steam or electic railroads.

S. B. 50. An act amending and re-enacting section 25 of an act entitled "An act creating boards of education in cities of the second class; providing for the election thereof; defining their powers and duties and repealing all laws in conflict here with."

S. B. 286. An act to amend section 965, Kentucky Statutes, relating to the time for holding the terms of circuit court in the Twenty-first Judicial District, composed of the counties of Bath, Menifee and Rowan.

S. B. 259. An act authorizing the Clark County Construction Company, a corporation, created and existing under the laws of Kentucky, to sue the state of Kentucky and the State Highway Commission of the state of Kentucky.

S. B. 478. An act to amend and re-enact section 5, chapter 17 of the Acts of 1920, creating the Department of State

Roads and Highways, and adding Jamestown as a center of construction.

S. B. 404. An act entitled an act permitting the members of cooperative marketing associations to execute crop mortgages upon their products.

S. B. 198. An act to repeal section 1c and section 2 of chapter 39 of the Acts of the General Assembly of 1922, and section 7 of chapter 36 of the Acts of the General Assembly of 1920, and to enact in lieu thereof provisions relating to the qualification, election and tenure of members of county boards of education, and the organization and duties of these boards.

S. B. 181. An act to amend sections 1, 4-a, 10, 11, 30, 38, 42 of an Act entitled "An act to provide an elective system of workmen's compensation for industrial accidents," and known as chapter 33 of the Acts of the General Assembly of the Commonwealth of Kentucky, approved by the Governor on March 23, 1916, and the same act as amended by what is known as chapter 126 of the Acts of the General Assembly for the year 1918, and approved by the Governor on March 29, 1918, and the same act as amended by what is known as chapter 37 of the Acts of the General Assembly of the Commonwealth of Kentucky for the year 1920, and approved by the Governor on March 22, 1920, and the same act as amended by what is known as chapter 50 of the Acts of the General Assembly of the Commonwealth of Kentucky for the year 1922, and approved by the Governor on March 22, 1922, said sections as amended are known as sections 4890, 4884, 4891, 4892, 4911, 4919, 4923 of Carroll's Kentucky Statutes, sixth edition, 1922, and declaring an emergency to exist.

S. B. 362. An act to authorize and empower the State Highway Commission, in its discretion, to reimburse the Kentucky Coal and Electro-Chemical Company in a fair and

reasonable amount to be determined by the State Highway Commission for construction work done, and services and material furnished by said company, in the construction of certain sections of the highway leading from Somerset, Kentucky to London, Kentucky, as a part of the State Primary System of Roads; and to pay for same out of the State road fund.

S. B. 287. An act to amend and re-enact section 4130 of Kentucky Statutes, Carroll's 1922 edition.

S. B. 316. An act relating to roads and bridges.

S. B. 211. An act to amend section 10 of chapter 17 of the acts of the 1920 session of the General Assembly of the Commonwealth of Kentucky.

S. B. 414. An act to provide for and to authorize the refunding repayment of inheritance taxes paid by educational or religious institutions, whether resident or non-resident, not operated for gain but as purely public charities.

S. B. 473. An act establishing and creating as a part of the primary road system, Acts of 1920, chapter 17, the road leading from Jamestown, Russell county, to Monticello, Wayne county, via Horseshoe Bottom and Parnell, and designating said road as project —.

S. B. 188. An act to fix and regulate the time for holding the terms of the circuit courts in the Fifth Judicial District.

S. B. 212. An act to amend, enlarge the powers, and reenact section 853-A of the Kentucky Statutes, act of March 20, 1900, relating to bridges over navigable streams and rivers wholly within the boundary of the State of Kentucky.

S. B. 288. An act to amend and re-enact section 839 of the Kentucky Statutes, Carroll's 1922 edition.

S. B. 476. An act to create and defining road project 7½ as a part of the primary system of State highways in this Commonwealth.

S. B. 62. An act to establish project 68 in the primary system of State highways.

S. B. 38. An act providing for vacation for county judge.

S. B. 472. An act to amend and re-enact section 9, chapter 17 of the acts of 1920 relating to roads and highways by adding to said section the town of Williamsburg as a construction center.

S. B. 471. An act to establish as a part of the primary system of state highways, the road leading from Munfordville in Hart county to Hodgenville in LaRue county, via Hammonsville, Tanner and Master Mill, and designating same as project 11½.

S. B. 470. An act relating to roads, bridges and highways.

S. B. 464. An act relating to roads and bridges and establishing a new project to be a part of the State primary system of roads, from Marion to Benton, via Eddyville.

S. B. 116. An act to amend and re-enact section 3142B-11, Kentucky Statutes, Carroll's sixth edition, 1922.

S. B. 462. An act to make the road from Mayfield to Benton by way of Symsonia a part of the primary system of State highways.

S. B. 265. An act to amend and re-enact section 2007h-2 of Kentucky Statutes, Carroll's 1922 edition, said act when so amended and re-enacted to provide more adequately for forestry work and appropriating money therefor.

S. B. 461. An act to amend project 11 of section 5 of chapter 17 of the Acts of the General Assembly of 1920, relating to roads and bridges and providing for the establishment and designation of a primary system of State highways.

S. B. 195. An act to repeal and re-enact section 4642, Kentucky Statutes, Carroll's edition, 1922, relating to and fixing the compensation of official stenographic reporters in the courts of this Commonwealth.

S. B. 463. An act to amend chapter 17 of acts of 1920, pertaining to roads and highways.

S. B. 460. An act to make the road from Mayfield to Wickliffe, via Lowes a part of the primary system of State highways.

S. B. 459. An act relating to roads and bridges and amending chapter 17 of the Acts of the General Assembly of Kentucky of 1920 by adding thereto as project — extending from Greensburg to Burkesville, via Milltown and Gradyville.

S. B. 457. An act to add to project 24 in Pulaski county and including in the State Primary System of Roads, the route from Somerset to Corbin in Whitley county by the way of Mt. Victory.

S. B. 456. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project — from Owensboro to South Carrollton.

S. B. 451. An act establishing and making the road leading from Williamstown, via the Bracht Station, Piner, Atwood, Kenton Station, Ripple Creek, John Hill to Newport, Kentucky, a part of the Primary System of State Highways of the Commonwealth of Kentucky and designating said road as project —.

S. B. 306. An act creating a Kentucky State Park Commission.

S. B. 439. An act relating to roads and highways and describing and fixing a project to be added to the primary system of roads and highways.

S. B. 438. An act relating to roads and highways and describing and fixing a project to be added to the primary system of roads and highways.

S. B. 418. An act to amend section 5 of chapter 17 of the Acts of the General Assembly 1920, which is now section 4356t-5, of Kentucky Statutes, by Carroll, 1922 edition, relating to roads and bridges and establishing a system of primary roads for the State of Kentucky and making provisions for the establishment, construction and maintenance of same.

S. B. 416. An act relating to roads and bridges and establishing a new project to be a part of the State primary system of roads.

S. B. 97. An act to amend paragraph 21, section 2060A, chapter 63, Kentucky Statutes, volume 1, Carroll's edition, 1915, relating to State Board of Health, by adding thereto the language hereinafter set out.

S. B. 54. An act to amend section 5 of chapter 17 of the Acts of the General Assembly of the Commonwealth of Ken-

tucky, 1920, relating to roads and bridges, by making an addition to project 8 thereof. Whereas, project 8 of the Primary System of State Highways of Kentucky and the Illinois System of State Highways approach within about ten miles of each other at Burna in Livingston county, Kentucky, etc.

S. B. 267. An act relating to roads and bridges, and amending chapter 17, Acts of the General Assembly of the Commonwealth of Kentucky, 1920, by adding thereto, as project — extending from Crab Orchard to Berea.

S. B. 318. An act establishing as a part of the system of State primary roads, a road leading from Hodgenville, in Larue county, to Campbellsville in Taylor county, via Jericho, Malt, Hibernia and Badger, and following as nearly as practicable the old Hodgenville and Buffalo turnpike and the Hodgenville and Campbellsville road, but passing said points, said road to be known and designated as project 41½.

Thereupon all other business was suspended, said bills were severally read at length and compared in open session and found to be correctly enrolled. Thereupon the Speaker, in open session and in the presence of the House, affixed his signature thereto.

Ordered that the Senate bills be delivered to the Enrolling Clerk of the Senate.

Ordered that the Enrolling Clerk of the House deliver said House bills to the Senate.

After a time the Enrolling Clerk delivered the original and enrolled copies of said bills, duly signed by the President of the Senate into the possession of the Chief Clerk of this House.

Ordered that the Chief Clerk deliver said last named bills to the Governor.

After a time the Chief Clerk reported that he had discharged that duty.

Mr. Simons moved that a committee be appointed to inform the Senate that the House had now concluded the business before it and to request the Senate to appoint a like committee to act in conjunction with the House Committee to wait upon the Governor and to inform him that the Senate and House of Representatives composing this General Assembly have completed their labors and were ready to adjorun sine die and to ask him if he had any further communication to make to the General Assembly.

Said motion was agreed to.

Thereupon the Speaker appointed Messrs. Simons, Dorman and Blackburn as members constituting said committee.

After a time the said committee reported that they had waited upon the Senate and had been informed by them that they had completed their labors and that they had acted in conjunction with a like committee of the Senate in waiting upon the Governor and had informed him that the General Assembly was about to adjourn sine die and had asked him if he had any further communication to make to the General Assembly and that they had been informed by the Governor that he had no further communication to make to the General Assembly.

Thereupon the House adjourned sine die.

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